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JOURNAL

OF THE

ASSEMBLY

OF THE

STATE OF NEW YORK

AT THEIR

ONE HUNDRED AND TWENTY-EIGHTH SESSION

VOL. IV.

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1905

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Callahan	Gray	Murphy	Shuttleworth	Wilsnack
Carrier	Gurnett	Newton	Slocum	Wilson
Charles E E	Hackett	Nugent	Smith A P	Wolf
Charles W B	Hammond	Ogden	Smith A E	Wood F C
Cooke	Hapeman	O'Neill	Smith J E	Wood F X
Coon	Hartman	Palmer	Smith J T	Yale
Cotton	Hastings	Parker	Smith R H	Young
Coutant	Hooper	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1970) entitled "An act providing for a pension for Michael Strohm, a former member of the State militia, directing the Adjutant-General to place his name upon the roll of invalid pensioners of this State, and making an appropriation for the payment of such pension" (Int. No. 1337), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Pendry	Smith J E
Allen F E	Cunningham	Hubbs	Perry	Smith J T
Allen J G	Dale	Hurd	Phillips	Smith R H
Anderson	Dodd	Kavanaugh	Plank	Standart
Apgar	Donovan	Knapp	Platt	Stanley
Bass	Dowling	La Fetra	Pratt	Steele
Becker	Ellis	La Rue	Prentice	Stevens
Beebe	Etzel	Leggett	Prince	Sullivan
Beihilf	Evans	Lewis	Quinn	Tenjost
Bird	Everett	Machacek	Reeve	Thompson G F
Bisland	Fitzsimons	Maier	Reilly	Thonet
Brady	Foelker	Malloy	Rigby	Tompkins
Brooks	Foster	Mathews T F	Rogers	Waddell
Burnett	Francisco	Matthews C R	Rosenstein	Wade
Burns	Freidel	McKeown	Salomon	Wadsworth
Byrne	Gardner	McManus	Sammon	Wainwright
Cadin	Gates	Merritt	Santee	West
Cahn	Grady	Miller	Schoeneck	Wemple
Callahan	Grattan	Monroe	Scovill	Whitney F G
Carrier	Gray	Murphy	Shanahan	Whitney G H
Caughlan	Gurnett	Newton	Sheehy	Wilsnack
Charles E E	Hackett	Nugent	Sheldon	Wilson

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Charles W B	Hammond	Ogden	Sherry	Wolf
Cooke	Hanford	O'Neill	Shuttleworth	Wood F C
Coon	Hapeman	Palmer	Slocum	Wood F X
Cotton	Hastings	Parker	Smith A P	Yale
Coutant	Hooker	Patton	Smith A E	Young
Cowan	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1969) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season" (Int. No. 897), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2035) entitled "An act authorizing the Supreme Court of the First Judicial District to entertain the petition of Augusta B. Frank to review certain actions taken by the board of education of the city of New York" (Int. No. 1176), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hastings	Pendry	Smith R H
Allen F E	Dale	Hooper	Perry	Standart
Allen J G	Donovan	Hornidge	Phillips	Stanley
Apgar	Dowling	Hubbs	Plank	Steele
Bass	Ellis	Hurd	Platt	Stevens
Bedell	Etzel	Knapp	Pratt	Sullivan
Beebe	Evans	La Fetra	Prentice	Tenjost
Beihilf	Everett	La Rue	Quinn	Thompson G F
Bird	Fish	Leggett	Reeve	Thonet
Bisland	Fitzsimons	Lewis	Reilly	Tompkins
Brooks	Foelker	Machacek	Rigby	Waddell
Burnett	Foster	Maier	Rogers	Wagner
Burns	Francisco	Malloy	Rosenstein	Wadsworth
Burzynski	Freidel	Mathews T F	Salomon	Wainwright
Byrne	Fuller	Matthews C R	Sammon	Wedemeyer

Cahn	Gardner	McKeown	Santee	West
Callahan	Gates	McManus	Schoeneck	Whitney F G
Carrier	Grady	Merritt	Scovill	Whitney G H
Caughlan	Grattan	Miller	Sheehy	Wiegand
Charles E E	Gray	Moreland	Sheldon	Wilsnack
Cooke	Gurnett	Murphy	Sherry	Wolf
Coon	Hackett	Newton	Shuttleworth	Wood F C
Cotton	Hammond	Ogden	Slocum	Wood F X
Coutant	Hanford	O'Neill	Smith A P	Yale
Cowan	Hapeman	Palmer	Smith A E	Young
Cox	Hartman	Patton	Smith J T	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2036) entitled "An act to amend the Indian Law, in relation to the employment of a physician, his compensation and duties" (Int. No. 912), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Parker	Smith J E
Allen F E	Cowan	Hooker	Pendry	Smith J T
Anderson	Cox	Hooper	Perry	Standart
Apgar	Cunningham	Hornidge	Phillips	Stanley
Bass	Dodd	Hurd	Platt	Steele
Bedell	Donovan	Kavanaugh	Pratt	Stevens
Beebe	Dowling	Knapp	Prentice	Tenjost
Beihilf	Ellis	La Rue	Prince	Thompson G F
Bird	Etzel	Leggett	Quinn	Thompson J A
Bisland	Evans	Lewis	Reeve	Tompkins
Brooks	Everett	Machacek	Reilly	Waddell
Burnett	Fish	Maier	Rigby	Wade
Burns	Foelker	Malloy	Rogers	Wagner
Burzynski	Foster	Mathews T F	Rosenstein	Wadsworth
Byrne	Francisco	Matthews C R	Salomon	Wedemeyer
Cadin	Fuller	McKeown	Santee	West
Cahn	Gardner	McManus	Schoeneck	Whitney F G
Callahan	Gates	Mead	Scovill	Whitney G H
Carrier	Grady	Miller	Shanahan	Wiegand
Caughlan	Grattan	Moreland	Sheehy	Wilson
Charles E E	Gurnett	Murphy	Sheldon	Wolf
Charles W B	Hackett	Nugent	Sherry	Wood F C
Cooke	Hammond	Ogden	Shuttleworth	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hapeman	Palmer	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2003) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Flynn against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 1267), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hurd	Phillips	Stanley
Allen F E	Cunningham	Knapp	Plank	Steele
Allen J G	Dale	La Fetra	Pratt	Stevens
Anderson	Donovan	La Rue	Prentice	Tenjost
Bass	Dowling	Lewis	Prince	Thompson G F
Becker	Etzel	Machacek	Quinn	Thompson J A
Bedell	Evans	Maier	Reeve	Thonet
Beihilf	Fish	Malloy	Reilly	Tompkins
Bird	Fitzsimons	Mathews T F	Rigby	Wade
Bisland	Foster	Matthews C R	Rogers	Wagner
Brady	Francisco	McKeown	Rosenstein	Wadsworth
Brooks	Fuller	McManus	Salomon	Wedemeyer
Burns	Gardner	Merritt	Sammon	West
Burzynski	Grady	Miller	Santee	Wemple
Cadin	Grattan	Monroe	Scovill	Whitney G H
Cahn	Gray	Murphy	Shanahan	Wiegand
Callahan	Gurnett	Nugent	Sheldon	Wilsnack
Carrier	Hammond	Ogden	Sherry	Wilson
Caughlan	Hanford	O'Neill	Slocum	Wolf
Charles W B	Hapeman	Parker	Smith A P	Wood F C
Cooke	Hartman	Patton	Smith J E	Wood F X
Coon	Hooker	Pendry	Smith J T	Yale
Cotton	Hooper	Perry	Smith R H	Young
Coutant	Hubbs			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2007) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the owners of certain lands in township No. 5, Brown's tract,

Herkimer county, against the State for damages alleged to have been sustained by them, and to render judgment therefor" (Int. No. 1269), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Pendry	Steele
Allen F E	Cox	Hooker	Perry	Sullivan
Anderson	Cunningham	Hornidge	Phillips	Tenjost
Apgar	Dale	Hubbs	Plank	Thompson G F
Becker	Dodd	Hurd	Pratt	Thompson J A
Bedell	Donovan	Kavanaugh	Prentice	Thonet
Beebe	Ellis	Knapp	Prince	Tompkins
Bird	Etzel	La Rue	Reeve	Waddell
Bisland	Evans	Leggett	Reilly	Wade
Brady	Everett	Lewis	Rigby	Wagner
Brooks	Fish	Maier	Rosenstein	Wadsworth
Burnett	Fitzsimons	Malloy	Salomon	Wedemeyer
Burns	Foelker	Mathews T F	Santee	West
Burzynski	Foster	Matthews C R	Schoeneck	Wemple
Byrne	Francisco	McKeown	Scovill	Whitney F G
Cahn	Freidel	McManus	Sheehy	Whitney G H
Callahan	Gardner	Merritt	Sheldon	Wiegand
Carrier	Gates	Miller	Sherry	Wilsnack
Caughlan	Grady	Monroe	Slocum	Wilson
Charles E E	Grattan	Murphy	Smith A P	Wolf
Charles W B	Gray	Newton	Smith J E	Wood F C
Cooke	Gurnett	Ogden	Smith J T	Wood F X
Coon	Hammond	O'Neill	Smith R H	Yale
Cotton	Hanford	Parker	Stanley	Young
Coutant	Hartman	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2004) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James W. Watts against the State of New York, for damages alleged to have been sustained by him and to render judgment therefor" (Int. No. 214), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hurd	Plank	Steele
Allen F E	Dowling	Kavanaugh	Platt	Stevens
Allen J G	Ellis	Knapp	Pratt	Sullivan
Anderson	Etzel	La Rue	Prentice	Tenjost
Apgar	Evans	Leggett	Prince	Thompson G F
Becker	Fish	Lewis	Quinn	Thompson J A
Bedell	Fitzsimons	Machacek	Reeve	Thonet
Beebe	Foelker	Maier	Reilly	Waddell
Bird	Foster	Malloy	Rigby	Wade
Bisland	Francisco	Mathews T F	Rogers	Wagner
Brady	Fuller	Matthews C R	Salomon	Wadsworth
Brooks	Gardner	McKeown	Sammon	Wainwright
Burnett	Gates	McManus	Santee	Wedemeyer
Burzynski	Grady	Mead	Scovill	West
Cadin	Grattan	Miller	Shanahan	Wemple
Cahn	Gray	Monroe	Sheehy	Whitney F G
Callahan	Gurnett	Moreland	Sheldon	Whitney G H
Carrier	Hackett	Newton	Sherry	Wiegand
Charles E E	Hammond	Nugent	Shuttleworth	Wilsnack
Charles W B	Hanford	Ogden	Slocum	Wilson
Cooke	Hapeman	O'Neill	Smith A P	Wolf
Coon	Hartman	Palmer	Smith J E	Wood F C
Coutant	Hastings	Patton	Smith J T	Wood F X
Cox	Hooker	Pendry	Smith R H	Yale
Cunningham	Hooper	Perry	Standart	Young
Dale	Hubbs	Phillips	Stanley	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2008) entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts" (Int. No. 735), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate concurrent resolution (No. 43, Assembly reprint No. 2030) entitled "Concurrent resolution proposing amendments to

section 2 of article 1 of the Constitution, relating to trial by jury" (Rec. No. 67), having been announced for a third reading,

On motion of Mr. Phillips, and by unanimous consent, said resolution was ordered placed on the third reading calendar for Monday next.

The bill (No. 1998) entitled "An act making appropriations for construction, additions and improvements at the State hospitals for the insane, and for the construction of a reception hospital in the city of New York" (Int. No. 1436), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2001) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the alleged claim of Thomas Clark against the State of New York for damages alleged to have been sustained by him by injuries to his canal boat at lock No. 64 on the Erie canal, on or about August 20, 1903" (Int. No. 1052), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Pendry	Standart
Allen F E	Dale	Hubbs	Perry	Stanley
Allen J G	Donovan	Hurd	Phillips	Stevens
Anderson	Dowling	Kavanaugh	Plank	Sullivan
Apgar	Ellis	Knapp	Pratt	Tenjost
Becker	Etzel	La Fetra	Prentice	Thompson G F
Bedell	Everett	La Rue	Quinn	Thonet
Beebe	Fish	Lewis	Reeve	Tompkins
Beihilf	Fitzsimons	Machacek	Reilly	Waddell
Bird	Foster	Maier	Rigby	Wagner
Bisland	Francisco	Malloy	Rogers	Wadsworth
Brooks	Freidel	Mathews T F	Salomon	Wainwright

Burnett	Fuller	Matthews C R	Sammon	Wedemeyer
Burns	Gardner	McKeown	Santee	West
Burzynski	Gates	McManus	Scovill	Wemple
Cadin	Grady	Mead	Shanahan	Whitney G H
Cahn	Grattan	Miller	Sheehy	Wiegand
Carrier	Gray	Moreland	Sheldon	Wilsnack
Caughlan	Gurnett	Murphy	Sherry	Wilson
Charles E E	Hackett	Newton	Shuttleworth	Wolf
Charles W B	Hammond	Ogden	Slocum	Wood F C
Cooke	Hanford	O'Neill	Smith A E	Wood F X
Cotton	Hartman	Palmer	Smith J E	Yale
Coutant	Hastings	Parker	Smith J T	Young
Cox	Hooker	Patton	Smith R H	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2002) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the alleged claim of John P. Smith against the State of New York, for damages alleged to have been sustained by him by injuries to his canal boats at the Fort Herkimer lock No. 41 on the Erie canal, on or about the 5th of May, 1903" (Int. No. 1053), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Phillips	Stanley
Allen F E	Dale	Hubbs	Plank	Steele
Allen J G	Dodd	Kavanaugh	Platt	Stevens
Anderson	Donovan	La Fetra	Pratt	Sullivan
Apgar	Dowling	La Rue	Prentice	Tenjost
Bass	Ellis	Lewis	Prince	Thompson G F
Bedell	Evans	Machacek	Quinn	Thompson J A
Beebe	Everett	Maier	Reeve	Thonet
Beihilf	Fish	Malloy	Rigby	Tompkins
Bird	Fitzsimons	Mathews T F	Rogers	Waddell
Bisland	Foelker	Matthews C R	Rosenstein	Wade
Brooks	Foster	McKeown	Salomon	Wagner
Burnett	Freidel	McManus	Santee	Wainwright
Burns	Fuller	Mead	Schoeneck	Wedemeyer
Burzynski	Gardner	Miller	Scovill	West

Byrne	Grady	Monroe	Shanahan	Wemple
Cadin	Grattan	Moreland	Sheehy	Whitney F G
Cahn	Gray	Newton	Sheldon	Whitney G H
Carrier	Gurnett	Nugent	Sherry	Wiegand
Caughlan	Hackett	Ogden	Shuttleworth	Wilsnack
Charles E E	Hammond	O'Neill	Slocum	Wilson
Charles W B	Hanford	Palmer	Smith A E	Wolf
Cooke	Hapeman	Parker	Smith J E	Wood F C
Coon	Hartman	Patton	Smith J T	Wood F X
Cotton	Hastings	Pendry	Smith R H	Yale
Coutant	Hooker	Perry	Standart	Young
Cowan	Hooper			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 308) entitled "An act to amend chapter 397 of the Laws of 1890, entitled 'An act to incorporate the River Bridge Company,' relative to extension of charter" (Rec. No. 85), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 890) entitled "An act to amend section 8 of chapter 146 of the Laws of 1856, entitled 'An act authorizing the construction of a bridge across the Hudson river at Albany'" (Rec. No. 179), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Pendry	Standart
Allen F E	Cunningham	Hooker	Perry	Stanley
Anderson	Dale	Hooper	Phillips	Steele
Apgar	Dodd	Hornidge	Plank	Stevens
Bass	Donovan	Hubbs	Platt	Sullivan
Becker	Dowling	Hurd	Pratt	Tenjost
Bedell	Ellis	Kavanaugh	Prentice	Thompson G F
Beebe	Etzel	La Fetra	Prince	Thompson J A
Beihilf	Evans	La Rue	Quinn	Thonet
Bird	Everett	Leggett	Reeve	Tompkins
Bisland	Fish	Lewis	Reilly	Waddell

Brady	Fitzsimons	Machacek	Rogers	Wade
Brooks	Foelker	Maier	Rosenstein	Wagner
Burnett	Foster	Malloy	Salomon	Wadsworth
Burns	Francisco	Mathews T F	Sammon	Wainwright
Burzynski	Freidel	Matthews C R	Schoeneck	Wedemeyer
Byrne	Fuller	McKeown	Scovill	West
Cadin	Gardner	McManus	Shanahan	Wemple
Cahn	Gates	Mead	Sheehy	Whitney F G
Callahan	Grady	Miller	Sheldon	Whitney G H
Carrier	Grattan	Monroe	Sherry	Wiegand
Caughlan	Gray	Moreland	Shuttleworth	Wilsnack
Charles E E	Gurnett	Murphy	Slocum	Wilson
Cooke	Hackett	Nugent	Smith A P	Wolf
Coon	Hammond	Ogden	Smith A E	Wood F C
Cotton	Hanford	O'Neill	Smith J E	Wood F X
Coutant	Hapeman	Palmer	Smith J T	Yale
Cowan	Hartman	Patton	Smith R H	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 762) entitled "An act requiring the stanchions, deck beams and frames to be of iron or steel, in all steam vessels and barges hereafter constructed, engaging in excursions from cities having a population of 1,000,000 inhabitants or over" (Rec. No. 167), having been announced for a third reading,

On motion of Mr. Phillips, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 819) entitled "An act to amend the Forest, Fish and Game Law, in relation to the duties of the superintendent of forest fire wardens and game protectors" (Rec. No. 243), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Perry	Stanley
Allen F E	Cunningham	Hubbs	Phillips	Steele
Allen J G	Dodd	Hurd	Plank	Stevens
Anderson	Donovan	Kavanaugh	Platt	Sullivan

Bass	Dowling	Knapp	Prentice	Thompson G F
Becker	Ellis	La Rue	Prince	Thompson J A
Bedell	Etzel	Leggett	Quinn	Thonet
Beebe	Evans	Lewis	Reeve	Tompkins
Beihilf	Fish	Maier	Rigby	Waddell
Bird	Fitzsimons	Malloy	Rogers	Wade
Bisland	Foelker	Mathews T F	Rosenstein	Wagner
Brady	Foster	Matthews C R	Salomon	Wadsworth
Brooks	Francisco	McKeown	Santee	Wainwright
Burnett	Freidel	McManus	Schoeneck	Wedemeyer
Burzynski	Gardner	Mead	Scovill	West
Byrne	Gates	Merritt	Shanahan	Wemple
Cadin	Grady	Miller	Sheehy	Whitney F G
Cahn	Grattan	Monroe	Sheldon	Whitney G H
Callahan	Gray	Murphy	Sherry	Wiegand
Carrier	Gurnett	Newton	Shuttleworth	Wilsnack
Caughlan	Hackett	Nugent	Slocum	Wilson
Charles W B	Hammond	Ogden	Smith A P	Wolf
Cooke	Hanford	O'Neill	Smith A E	Wood F C
Coon	Hapeman	Palmer	Smith J E	Wood F X
Cotton	Hartman	Parker	Smith R H	Yale
Coutant	Hastings	Patton	Standart	Young
Cowan	Hooker	Pendry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 423) entitled "An act to amend the Tax Law in relation to proceedings of suits brought to collect personal taxes in arrears" (Rec. No. 275), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Knapp	Phillips	Stanley
Allen F E	Dale	La Fetra	Plank	Steele
Allen J G	Dodd	La Rue	Platt	Stevens
Anderson	Donovan	Leggett	Pratt	Sullivan
Apgar	Dowling	Lewis	Prentice	Tenjost
Becker	Etzel	Machacek	Prince	Thompson G F
Bedell	Evans	Maier	Quinn	Thompson J A
Beebe	Fish	Malloy	Reilly	Thonet
Beihilf	Fitzsimons	Mathews T F	Rigby	Tompkins
Bisland	Foster	Matthews C R	Rogers	Waddell
Brady	Francisco	McKeown	Rosenstein	Wade
Brooks	Freidel	McManus	Salomon	Wagner
Burnett	Fuller	Mead	Sammon	Wadsworth
Burns	Gates	Merritt	Santee	Wainwright

Burzynski	Grady	Miller	Schoeneck	Wedemeyer
Byrne	Grattan	Monroe	Scovill	West
Cadin	Gurnett	Moreland	Shanahan	Wemple
Callahan	Hackett	Murphy	Sheldon	Whitney F G
Carrier	Hammond	Newton	Sherry	Whitney G H
Charles E E	Hanford	Nugent	Shuttleworth	Wiegand
Charles W B	Hapeman	Ogden	Slocum	Wilsnack
Cooke	Hartman	O'Neill	Smith A P	Wilson
Coon	Hastings	Palmer	Smith A E	Wolf
Cotton	Hooker	Parker	Smith J E	Wood F C
Coutant	Hooper	Patton	Smith J T	Wood F X
Cowan	Hubbs	Pendry	Smith R H	Yale
Cox	Hurd	Perry	Standart	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 953) entitled "An act to authorize the New York State Convention of Universalists to sell and convey property owned by it on Hoffman street in the borough of the Bronx, in the city of New York" (Rec. No. 274), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Allen F E	Cunningham	Hooker	Pendry	Standart
Allen J G	Dale	Hooper	Perry	Stanley
Anderson	Dodd	Hornidge	Prentice	Steele
Apgar	Dowling	Hubbs	Platt	Stevens
Becker	Ellis	Hurd	Pratt	Tenjost
Bedell	Etzel	Kavanaugh	Prentice	Thompson G F
Beebe	Evans	Knapp	Prince	Thompson J A
Beihilf	Everett	La Fetra	Quinn	Thonet
Bisland	Fish	La Rue	Reeve	Tompkins
Brady	Fitzsimons	Lewis	Reilly	Waddell
Brooks	Foelker	Machacek	Rigby	Wade
Burnett	Foster	Malloy	Rosenstein	Wagner
Burns	Francisco	Mathews T F	Salomon	Wadsworth
Burzynski	Freidel	Matthews C R	Sammon	Wainwright
Byrne	Fuller	McKeown	Schoeneck	Wedemeyer
Cadin	Gardner	McManus	Scovill	West
Cahn	Gates	Mead	Shanahan	Wemple
Callahan	Grady	Miller	Sheldon	Whitney F G
Carrier	Grattan	Monroe	Sherry	Whitney G H

Caughlan	Gray	Moreland	Shuttleworth	Wiegand
Charles W B	Gurnett	Newton	Slocum	Wilsnack
Cooke	Hackett	Nugent	Smith A P	Wilson
Coon	Hammond	Ogden	Smith A E	Wolf
Cotton	Hanford	O'Neill	Smith J E	Wood F C
Cowan	Hapeman	Parker	Smith J T	Wood F X
Cox	Hastings	Patton	Smith R H	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Fish called up the Assembly bill (No. 2012) entitled "An act to amend the State Charities Law, by providing for the management of the New York State Training School for Boys, and the commitment thereto of boys under the age of 16 years." (Int. No. 1173.)

Mr. Fish moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Pendry	Smith J T
Allen F E	Dale	Hornidge	Perry	Smith R H
Allen J G	Dodd	Hurd	Phillips	Standart
Apgar	Donovan	Kavanaugh	Plank	Stanley
Bass	Dowling	Knapp	Pratt	Steele
Becker	Ellis	La Fetra	Prentice	Stevens
Bedell	Evans	La Rue	Prince	Sullivan
Beebe	Everett	Leggett	Quinn	Thompson G F
Bird	Fish	Lewis	Reeve	Thompson J A
Bisland	Fitzsimons	Machacek	Reilly	Thonet
Brady	Foelker	Maier	Rigby	Tompkins
Brooks	Foster	Malloy	Rogers	Waddell
Burnett	Francisco	Mathews T F	Rosenstein	Wade
Burns	Freidel	Matthews C R	Salomon	Wagner
Burzynski	Fuller	McKeown	Sammon	Wadsworth
Byrne	Gardner	McManus	Santee	Wainwright
Cahn	Gates	Mead	Schoeneck	Wedemeyer
Callahan	Grady	Miller	Scovill	West
Carrier	Grattan	Monroe	Shanahan	Wemple
Caughlan	Gray	Moreland	Sheehy	Whitney F G
Charles E E	Gurnett	Murphy	Sheldon	Wiegand
Charles W B	Hackett	Newton	Sherry	Wilsnack
Cooke	Hammond	Nugent	Shuttleworth	Wilson

Coon	Hanford	Ogden	Slocum	Wood F C
Cotton	Hapeman	O'Neill	Smith A P	Wood F X
Coutant	Hartman	Palmer	Smith A E	Yale
Cowan	Hastings	Parker	Smith J E	Young
Cox	Hooker	Patton		

Mr. Fish moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Page 10, line 6, strike out the word "affect" and insert the word "effect."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 14, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1216, entitled "An act to amend the Forest, Fish and Game Law, relative to close season on trout." (Int. No. 1006.)

FRANK W. HIGGINS.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 14, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 334, entitled "An act to amend chapter 206 of the Laws of 1902, entitled 'An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and reinterment of the remains of deceased soldiers and to provide for the annual

care of soldiers' plots in cemeteries,' providing for the payment of certain expenses by the county." (Int. No. 334.)

FRANK W. HIGGINS.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto:

"An act to amend the Code of Civil Procedure, relative to the disclosure of information acquired by physicians and nurses tending to show the commission of crimes of which children under 16 have been victims." (No. 505, Assembly reprint No. 1787, Rec. No. 117.)

"An act to amend the Banking Law, relative to reports of banks and trust companies." (No. 130, Assembly reprint No. 1880, Rec. No. 99.)

"An act to provide for the safety of passengers and for protection against fire on excursion boats." (No. 546, Assembly reprint No. 1677, Rec. No. 110.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to amend the Highway Law, relating to the cutting and removing of weeds and brush and providing for the same when the highway is the boundary line between two or more towns" (No. 1246), Assembly reprint No. 196, Int. No. 849), with a message that they have reconsidered their vote by which said bill was passed, and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills:

"An act to authorize the city of Buffalo to issue its bonds for the purpose of completing the abatement of all nuisances in the Main and Hamburg canal, the Ohio basin slip between the south line of Elk street and the Main and Hamburg street canal, and the Clark and Skinner canal." (No. 207, Senate reprint No. 414, Int. No. 207.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

"An act to establish a retirement fund for pensioning retired

school teachers in the city of Rochester, and to regulate the collection and management thereof." (No. 929, Senate reprint No. 1056, Int. No. 800.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rochester.

"An act to amend the Village Law, relative to the adoption of the town assessment-roll in certain villages." (No. 1036, Senate reprint No. 1008, Int. No. 883.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend the Greater New York charter, relative to the department of health." (No. 1061, Senate reprint No. 1009, Int. No. 733.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill entitled "An act making appropriations for the support of government." (No. 429, Senate reprint No. 985, Int. No. 419.)

On motion of Mr. Phillips, the House adjourned.

MONDAY, APRIL 17, 1905.

The House met pursuant to adjournment.

Prayer by Rev. A. H. Lucas.

On motion of Mr. Rogers, the reading of the journal of Friday, April 14, 1905, was dispensed with and the same was approved.

Mr. Speaker presented the fourth annual report of the Department of Labor, which was laid upon the table and ordered printed.

(See Document.)

The privileges of the floor were extended to ex-Lieutenant-Governor Jones.

Mr. Wade was excused until Wednesday, and Mr. Cahn indefinitely.

Mr. J. G. Allen introduced a bill entitled "An act to exempt from taxation dog stock breed for the purposes of exhibition" (Int. No. 1506), which was read the first time and referred to the committee on internal affairs.

Mr. F. E. Allen introduced a bill entitled "An act to legalize the acts of Leon C. Rhodes, a notary public" (Int. No. 1507), which was read the first time and referred to the committee on the judiciary.

Mr. La Fetra introduced a bill entitled "An act to amend section 1338 of the Code of Civil Procedure, as amended by chapter 946 of the Laws of 1895, relative to presumptions upon a reversal at the Appellate Division and an appeal to the Court of Appeals" (Int. No. 1508), which was read the first time and referred to the committee on codes.

By unanimous consent,

Mr. Cotton introduced a bill entitled "An act to amend the Military Code relating to arms, uniforms, and equipment for the National Guard and Naval Militia" (Int. No. 1509), which was read the first time.

On motion of Mr. Cotton, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on military affairs.

By unanimous consent,

Mr. Ellis introduced a bill entitled "An act to cancel assessments for public improvements now levied and assessed against St. Paul's Reformed Episcopal church in the borough of the Bronx, city of New York" (Int. No. 1510), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Hapeman introduced a bill entitled "An act authorizing the village of Weedsport to issue bonds" (Int. No. 1511), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Hooker introduced a bill entitled "An act authorizing the board of supervisors of the county of Genesee to make an annual appropriation to corporations for the prevention of cruelty" (Int. No. 1512), which was read the first time.

On motion of Mr. Hooker, and by unanimous consent, said bill

was read the second time and ordered to a third reading and referred to the committee on internal affairs.

By unanimous consent,

Mr. Rigby introduced a bill entitled "An act to authorize the transfer of unused balances to the general fund in the city of Mount Vernon" (Int. No. 1513), which was read the first time.

On motion of Mr. Rigby, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. J. T. Smith introduced a bill entitled "An act to amend the Railroad Law, relative to the repair of streets" (Int. No. 1514), which was read the first time.

On motion of Mr. J. T. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on railroads.

By unanimous consent,

Mr. Steele introduced a bill entitled "An act to legalize the acts of Rinaldo R. Wood, Fred D. Smith, Edwin G. Van Housen and Zenas B. Smith, special deputies appointed by the clerk of the county of Herkimer" (Int. No. 1515), which was read the first time.

On motion of Mr. Steele, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

By unanimous consent,

Mr. Steele introduced a bill entitled "An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office,' relating to the power and authority of special deputies" (Int. No. 1516), which was read the first time.

On motion of Mr. Steele, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

By unanimous consent,

Mr. F. G. Whitney introduced a bill entitled "An act author-

izing the grant or conveyance of certain lands by the city of Oswego, to the use of the order of the Sisters of St. Francis, for hospital purposes" (Int. No. 1517), which was read the first time.

On motion of Mr. F. G. Whitney, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Young introduced a bill entitled "An act for the relief of National Surety Company" (Int. No. 1518), which was read the first time.

On motion of Mr. Young, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

Mr. Fish, from the committee on the judiciary, to which was referred the matter of the investigation of certain allegations against Hon. Warren B. Hooker, reported in favor of the adoption of the following resolution:

Resolved, That the committee on the judiciary, to which, by resolution of the Assembly adopted on the 1st day of February, 1905, was referred the matter of the investigation of certain allegations against Hon. Warren B. Hooker, be and is hereby granted further time, until and including Thursday, April 27, 1905, to complete such investigation and make report to the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Fish, from the committee on the judiciary, to which was referred the concurrent resolution introduced by Mr. Hill, Rec. No. 284, entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section 2 of article 6 of the Constitution in relation to justices of the Appellate Division of the Supreme Court" (No. 292), reported in favor of the passage of the same without amendment, which report was agreed to and said concurrent resolution placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Burnett, Int. No. 1381,

entitled "An act to amend the Greater New York charter relative to the operation of ferries and the acquirement of property therefor" (No. 1893), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Lewis, from the committee on insurance, to which was referred the bill introduced by Mr. Hubbs, Int. No. 1422, entitled "An act to amend chapter 130 of the Laws of 1897, entitled 'An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State under and pursuant to chapter 604 of the Laws of 1886, on insurance on property in the village of Patchogue, Suffolk county,' in relation to the custody and disposition of such receipts" (No. 1982), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Lewis, from the committee on insurance, to which was referred the Senate bill introduced by Mr. Ambler, Rec. No. 219, entitled "An act to amend article 1, section 52, of chapter 690 of the Laws of 1892, as amended by chapter 725 of the Laws of 1893, as amended by chapter 722 of the Laws of 1901, constituting chapter 38 of the general laws, and known as the Insurance Law" (No. 902), reported in favor of the passage of the same with the following amendments:

Page 4, line 11, strike out the words "under the provision of chapter seven hun-."

Same page, line 12, strike out the words "dred and twenty-two of the laws of nineteen hundred and one" and insert in lieu thereof the words "and is now operating under article eleven of the insurance law."

T. D. LEWIS,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend chapter 673 of the Laws of 1904, entitled 'An act to provide for the erection of a suitable monument to commemorate the services of the Fifth Regiment, New York State Volunteer Infantry (Duryee's Zouaves), who were engaged in the battle of Second Bull Run or Manassas Plains, Va., and making an appropriation therefor,' relative to the apportionment of commissioners to procure a site and defining their powers and duties." (No. 2064, Int. No. 1346.)

"An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' in relation to the appointment of sidepath police." (No. 2091, Int. No. 1172.)

"An act to encourage the formation of companies to supply Pasteurized or clarified milk and cream and pure dairy products and to exempt the same from the provisions of sections 1 and 2 of chapter 290 of the Laws of 1899, and section 7 of the Stock Corporations Law." (No. 2090, Int. No. 1022.)

"An act to prohibit bucket shops and bucket-shopping within this State." (No. 2039, Int. No. 1347.)

"An act to confer on the Court of Claims jurisdiction to hear, audit and determine the claims of the personal representatives of William J. Smith for damages resulting from the death of said William J. Smith by the negligence of the State of New York through its servants and employees." (No. 2089, Int. No. 224.)

"An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester.'" (No. 2072, Int. No. 1275.)

"An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' relative to assessments." (No. 2092, Int. No. 1253.)

"An act to amend the Banking Law, prohibiting use of the

word 'savings' except by savings banks and building and loan associations." (No. 2062, Int. No. 597.)

"An act to amend the Highway Law, in relation to private roads, and to repeal certain parts thereof." (No. 2071, Int. No. 1330.)

"An act to amend the Agricultural Law, relative to baking powder." (No. 2088, Int. No. 918.)

"An act to amend the Compulsory Education Law regarding the powers and duties of truant officers." (No. 2066, Int. No. 1047.)

"An act to amend the Code of Civil Procedure in relation to certified public accounts." (No. 2034, Int. No. 1114.)

"An act to amend the Banking Law, relative to loans upon the second or divided mortgage plan." (No. 2070, Int. No. 479.)

"An act extending the powers of the trustees of the Thousand Island Park Association, and to regulate and control the construction and repair of sidewalks upon the roads, streets and avenues of said association." (No. 1869, Rec. No. 165.)

The bill (No. 1990) entitled "An act to improve the character of public water systems throughout the State by requiring that plans for such systems shall be examined and approved by the State Commissioner of Health" (Int. No. 1430), having been announced for a second reading,

On motion of Mr. Yale, said bill was recommitted to the committee on public health, retaining its place on the order of second reading.

The bill (No. 1988) entitled "An act amending chapter 29 of the general laws, being the Public Health Law and acts amendatory thereto, relating to public water supplies" (Int. No. 1428), having been announced for a second reading,

On motion of Mr. Yale, said bill was recommitted to the committee on public health, retaining its place on the order of second reading.

The bill (No. 122) entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy" (Int. No. 122), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1989) entitled "An act amending chapter 21 of the general laws, being the Village Law and acts amendatory thereto, relating to the establishment of sewer systems" (Int. No. 1429), having been announced for a second reading,

On motion of Mr. Yale, said bill was recommitted to the committee on affairs of villages, retaining its place on the order of second reading.

The bill (No. 1936) entitled "An act to prohibit the blacklisting of employees" (Int. No. 1407), was read the second time.

On motion of Mr. J. A. Thompson, said bill was placed on the order of third reading.

On motion of Mr. Rogers, said bill was recommitted to the committee on general laws, retaining its place on the order of third reading.

The bill (No. 976) entitled "An act to amend article 6 of the Lien Law, relative to the lien of keepers of automobile garages" (Int. No. 834), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1553) entitled "An act to amend section 3304 of the Code of Civil Procedure, in relation to fees of county clerks, for filing papers relating to corporations" (Int. No. 1215), having been announced for a second reading,

Mr. Standart moved to amend as follows:

Page 3, strike out line 16 after the word "cents" and line 17 to the word "for" and insert after the word "examined" the words "and for filing papers relating to corporations where separate indices are kept, twenty-five cents for each paper."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Standart, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1557) entitled "An act to amend the Public Health Law, in relation to examination of immigrants arriving at the port of New York" (Int. No. 1219), was read the second time.

On motion of Mr. Perry, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2005) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the common council and to the nomination and election of members thereof" (Int. No. 1120), having been announced for a second reading,

On motion of Mr. Cox, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2057) entitled "An act to amend an act entitled 'An act to incorporate the city of Johnstown,' being chapter 568 of the Laws of 1895" (Int. No. 1458), was read the second time.

On motion of Mr. F. C. Wood, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2049) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' by authorizing the city of Oswego to raise funds to meet deficit in its department of works" (Int. No. 1449), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading.

On motion of Mr. Lewis, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Perry	Standart
Allen F E	Dale	Hubbs	Phillips	Stanley
Allen J G	Dodd	Hurd	Plank	Steele
Anderson	Donovan	Knapp	Platt	Stevens
Apgar	Dowling	La Fetra	Pratt	Sullivan
Bass	Ellis	La Rue	Prentice	Tenjost
Becker	Etzel	Leggett	Prince	Thompson G F
Bedell	Evans	Lewis	Quinn	Thompson J A
Beebe	Everett	Machacek	Reeve	Thonet
Beihilf	Fish	Maier	Reilly	Tompkins
Bird	Fitzsimons	Malloy	Rigby	Waddell
Bisland	Foelker	Mathews T F	Rogers	Wade
Brady	Foster	Matthews C R	Rosenstein	Wagner
Brooks	Francisco	McKeown	Salomon	Wadsworth
Burnett	Freidel	McManus	Sammon	Wainwright
Burns	Fuller	Mead	Santee	Wedemeyer
Burzynski	Gardner	Merritt	Schoeneck	West
Byrne	Gates	Miller	Scovill	Wemple
Cadin	Grady	Monroe	Shanahan	Whitney F G
Callahan	Grattan	Moreland	Sheehy	Whitney G H
Carrier	Gray	Murphy	Sheldon	Wiegand
Caughlan	Gurnett	Newton	Sherry	Wilsnack
Charles E E	Hammond	Nugent	Shuttleworth	Wilson
Charles W B	Hanford	Ogden	Slocum	Wolf
Cooke	Hapeman	O'Neill	Smith A E	Wood F C
Coon	Hartman	Palmer	Smith J E	Wood F X
Cotton	Hastings	Parker	Smith J T	Yale
Coutant	Hooker	Patton	Smith R H	Young
Cox	Hooper	Pendry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1975) entitled "An act to amend the Greater New York charter, relating to the hours and duties of the members of the police force" (Int. No. 1023), was read the second time.

On motion of Mr. Freidel, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 911) entitled "An act to amend the Penal Code in relation to the misconduct of officers at drawing of jurors and the formation of a jury" (Int. No. 788), was read the second time.

On motion of Mr. La Fetra, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1894) entitled "An act to amend the Greater New York charter in relation to the powers of the board of estimate and apportionment" (Int. No. 1382), was read the second time.

On motion of Mr. Fuller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1887) entitled "An act to extend Hickory street in the city of Utica through the lands of the State Hospital at Utica, N. Y." (Int. No. 1375), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1774) entitled "An act to amend the Greater New York charter, relative to the appointment of police matrons" (Int. No. 1323), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1706) entitled "An act to authorize the comptroller of the city of New York to refund taxes erroneously paid by Elizabeth McGowan" (Int. No. 1299), was read the second time.

On motion of Mr. Kavanaugh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1595) entitled "An act to divide the city of Utica into twenty-two wards, establishing the boundaries of said wards and providing for the election, term of office and compensation of the ward officers for said wards, and repealing section 3 of chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica'" (Int. No. 1240), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1487) entitled "An act to revise the charter of the city of Johnstown" (Int. No. 1137), was read the second time.

On motion of Mr. F. C. Wood, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1930) entitled "An act to amend section 88 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville'" (Int. No. 1397), was read the second time.

On motion of Mr. F. C. Wood, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 925) entitled "An act to amend the State Printing Law in relation to qualifications of contractors" (Rec. No. 312), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 877) entitled "An act to amend the Railroad Law in relation to the incorporation and powers of railroad corporations" (Rec. No. 317), was read the second time.

On motion of Mr. Wade, said bill was placed on the order of third reading.

The Senate bill (No. 1034) entitled "An act to amend section 62 of the Public Lands Law, relating to releases of escheated lands by the Commissioners of the Land Office" (Rec. No. 250), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 995) entitled "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations, constituting chapter 43 of the general laws,' in respect to Christian associations, as amended by chapter 541 of the Laws of 1900, and by chapter 469 of the Laws of 1901" (Rec. No. 225), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading.

The Senate bill (No. 759) entitled "An act to amend the State Charities Law, in relation to the State Custodial Asylum for Feeble-Minded Women at Newark" (Rec. No. 136), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

The Senate bill (No. 652) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Rec. No. 124), was read the second time.

On motion of Mr. Ellis, said bill was placed on the order of third reading.

The Senate bill (No. 515) entitled "An act to amend the Code of Civil Procedure, in relation to proceedings for the condemnation of real property" (Rec. No. 118), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 14) entitled "An act to amend sections 481 and 500 of the Code of Civil Procedure, relating to the contents of a complaint and answer" (Rec. No. 127), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 1131) entitled "An act to amend chapter 614 of the Laws of 1887, relating to the police pension fund of the city of Rochester" (Rec. No. 320), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

The Senate bill (No. 1132) entitled "An act to amend chapter 524 of the Laws of 1894, entitled 'An act to establish a pension fund for the paid fire department of the city of Rochester'" (Rec. No. 323), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

The Senate bill (No. 1084) entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn, and the several acts amendatory thereof'" (Rec. No. 279), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading.

The Senate bill (No. 1062) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the position of storekeeper in the fire department of said city" (Rec. No. 262), was read the second time.

On motion of Mr. Thompson, said bill was placed on the order of third reading.

The Senate bill (No. 1061) entitled "An act to amend section 256 of the Greater New York charter, relating to a first assistant corporation counsel" (Rec. No. 260), was read the second time.

On motion of Mr. La Fetra, said bill was placed on the order of third reading.

The Senate bill (No. 1042) entitled "An act to amend the Greater New York charter relative to the municipal court of the city of New York" (Rec. No. 240), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading.

The Senate bill (No. 929) entitled "An act to incorporate the Staten Island Association of Arts and Sciences and to provide for the care and housing of its museum and library by the city of New York" (Rec. No. 252), was read the second time.

On motion of Mr. Wedemeyer, said bill was placed on the order of third reading.

The Senate bill (No. 477) entitled "An act to authorize the comptroller of the city of New York to examine and pay the claim of the Congregation Chaare Zedek" (Rec. No. 239), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading.

The Senate bill (No. 458) entitled "An act to authorize the comptroller of the city of New York to cancel of record certain taxes on exempt lands of St. Ann's church of Morrisania in the city of New York" (Rec. No. 201), was read the second time.

On motion of Mr. Everett, said bill was placed on the order of third reading.

The bill (No. 864) entitled "An act to amend the County Law relating to county jails" (Int. No. 749), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2015) entitled "An act to provide for the licensing of engineers and firemen operating a steam stationary engine or engines, steam stationary boiler or boilers, in the State of New York in cities excepting cities of the first class" (Int. No. 706), having been announced for a third reading,

On motion of Mr. Wemple, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 2016) entitled "An act to amend the Liquor Tax Law, in relation to the violation and the penalties for a violation of such law twice during the term of any one certificate" (Int. No. 1129), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1957) entitled "An act to amend the Agricultural Law, in relation to the prevention of disease in fruit trees, and the pests that infest the same" (Int. No. 1163), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1388) entitled "An act for the relief of Thomas Conley" (Int. No. 1131), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84
NOES 25

Those who voted in the affirmative were:

Allen F E	Dodd	Knapp	Nugent	Smith A E
Allen J G	Donovan	La Fetra	Ogden	Smith R H
Anderson	Ellis	La Rue	Palmer	Standart
Beihilf	Fish	Leggett	Parker	Sullivan
Bird	Fitzsimons	Lewis	Patton	Tenjost

Bisland	Foelker	Machacek	Plank	Thompson J A
Brady	Foster	Maier	Platt	Waddell
Brooks	Francisco	Malloy	Pratt	Wagner
Burnett	Gardner	Mathews T F	Prince	West
Burns	Grady	Matthews C R	Quinn	Wemple
Burzynski	Grattan	McKeown	Reilly	Whitney F G
Byrne	Hackett	McManus	Rosenstein	Whitney G H
Cadin	Hapeman	Merritt	Salomon	Wiegand
Caughlan	Hartman	Monroe	Schoeneck	Wilsnack
Coutant	Hastings	Moreland	Shanahan	Wilson
Cox	Hornidge	Murphy	Sherry	Wolf
Dale	Hubbs	Newton	Slocum	

Those who voted in the negative were:

Carrier	Dowling	Prentice	Shuttleworth	Stevens
Charles E E	Etzel	Rigby	Smith A P	Wade
Charles W B	Evans	Rogers	Smith J E	Wainwright
Coon	Pendry	Santee	Stanley	Yale
Cotton	Perry	Scovill	Steele	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1969) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season" (Int. No. 897), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooper	Patton	Smith J T
Allen F E	Cowan	Hornidge	Pendry	Smith R H
Allen J G	Cox	Hubbs	Perry	Standart
Anderson	Cunningham	Hurd	Phillips	Stanley
Apgar	Dale	Kavanaugh	Plank	Steele
Bass	Donovan	Knapp	Platt	Sullivan
Becker	Dowling	La Fetra	Pratt	Tenjost
Bedell	Ellis	La Rue	Prentice	Whitney G H
Beebe	Etzel	Leggett	Prince	Thompson J A
Beihilf	Evans	Lewis	Quinn	Thonet
Bird	Everett	Machacek	Reeve	Tompkins
Bisland	Fitzsimons	Maier	Reilly	Waddell
Brady	Foelker	Malloy	Rigby	Wagner
Brooks	Foster	Mathews T F	Rogers	Wainwright
Burnett	Freidel	Matthews C R	Rosenstein	Wedemeyer
Burns	Fuller	McKeown	Salomon	West

Burzynski	Gardner	McManus	Sammon	Wemple
Byrne	Gates	Mead	Santee	Whitney F G
Cadin	Grady	Merritt	Schoeneck	Whitney G H
Cahn	Grattan	Miller	Scovill	Wiegand
Callahan	Gray	Monroe	Shanahan	Wilsnack
Carrier	Gurnett	Murphy	Sheehy	Wilson
Caughlan	Hackett	Newton	Sherry	Wolf
Charles E E	Hammond	Nugent	Shuttleworth	Wood F C
Charles W B	Hapeman	Ogden	Slocum	Wood F X
Cooke	Hartman	O'Neill	Smith A P	Yale
Coon	Hastings	Palmer	Smith A E	Young
Cotton	Hooker	Parker	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2008) entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts" (Int. No. 735), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Perry	Smith R H
Allen F E	Cunningham	Hubbs	Phillips	Standart
Allen J G	Dale	Hurd	Plank	Stanley
Anderson	Dodd	Kavanaugh	Platt	Steele
Apgar	Donovan	Knapp	Pratt	Stevens
Bass	Dowling	La Fetra	Prentice	Sullivan
Becker	Ellis	La Rue	Prince	Tenjost
Bedell	Etzel	Leggett	Quinn	Thompson J A
Beebe	Evans	Lewis	Reeve	Thonet
Beihilf	Everett	Machacek	Reilly	Tompkins
Bird	Fish	Maier	Rigby	Waddell
Bisland	Fitzsimons	Malloy	Rogers	Wade
Brady	Foster	Mathews T F	Rosenstein	Wagner
Brooks	Francisco	Matthews C R	Salomon	Wadsworth
Burnett	Freidel	McKeown	Sammon	Wainwright
Burns	Fuller	McManus	Santee	Wedemeyer
Burzynski	Gardner	Merritt	Schoeneck	West
Byrne	Gates	Miller	Scovill	Wemple

Cadin	Grady	Monroe	Shanahan	Whitney F G
Cahn	Grattan	Moreland	Sheehy	Whitney G H
Callahan	Gray	Murphy	Sheldon	Wiegand
Carrier	Gurnett	Newton	Sherry	Wilsnack
Caughlan	Hackett	Nugent	Shuttleworth	Wilson
Charles W B	Hammond	Ogden	Slocum	Wolf
Cooke	Hanford	O'Neill	Smith A P	Wood F C
Coon	Hapeman	Palmer	Smith A E	Wood F X
Cotton	Hastings	Parker	Smith J E	Yale
Coutant	Hooker	Patton	Smith J T	Young
Cowan	Hooper	Pendry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate concurrent resolution (No. 43, Assembly reprint No. 2030) entitled "Concurrent resolution proposing amendments to section 2 of article 1 of the Constitution, relating to trial by jury" (Rec. No. 67), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1998) entitled "An act making appropriations for construction, additions and improvements at the State hospitals for the insane, and for the construction of a reception hospital in the city of New York" (Int. No. 1436), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hornidge	Perry	Standart
Allen F E	Cox	Hubbs	Phillips	Stanley
Allen J G	Cunningham	Hurd	Plank	Steele
Anderson	Dale	Kavanaugh	Platt	Stevens
Apgar	Dodd	Knapp	Pratt	Sullivan
Bass	Donovan	La Rue	Prentice	Tenjost
Bedell	Dowling	Leggett	Quinn	Thompson G F
Beebe	Etzel	Lewis	Reeve	Thonet

Beihilf	Everett	Machacek	Reilly	Tompkins
Bird	Fish	Maier	Rigby	Waddell
Bisland	Fitzsimons	Malloy	Rogers	Wade
Brady	Foelker	Mathews T F	Rosenstein	Wagner
Brooks	Foster	Matthews C R	Salomon	Wadsworth
Burnett	Francisco	McKeown	Sammon	Wainwright
Burns	Fuller	McManus	Santee	Wedemeyer
Burzynski	Gardner	Mead	Schoeneck	West
Byrne	Gates	Miller	Scovill	Wemple
Cadin	Grady	Monroe	Shanahan	Whitney F G
Cahn	Grattan	Murphy	Sheehy	Whitney G H
Callahan	Gray	Newton	Sheldon	Wiegand
Carrier	Gurnett	Nugent	Sherry	Wilsnack
Caughlan	Hackett	Ogden	Shuttleworth	Wilson
Charles E E	Hammond	O'Neill	Smith A P	Wolf
Charles W B	Hapeman	Palmer	Smith A E	Wood F C
Cooke	Hartman	Parker	Smith J E	Wood F X
Coon	Hastings	Patton	Smith J T	Yale
Cotton	Hooker	Pendry	Smith R H	Young
Coutant	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1364) entitled "An act to authorize the Comptroller to hear and determine the application of John Ruffrange for the redemption of a portion of lot No. 55 in the town of Clinton, Clinton county, from the sale thereof by the Comptroller for unpaid taxes in the year 1881" (Int. No. 1105), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Standart
Allen F E	Cox	Hornidge	Perry	Stanley
Allen J G	Cunningham	Hubbs	Phillips	Steele
Anderson	Dale	Hurd	Plank	Stevens
Apgar	Dodd	Kavanaugh	Platt	Sullivan
Bass	Donovan	La Fetra	Pratt	Tenjost
Bedell	Dowling	La Rue	Prince	Thompson G F
Beebe	Ellis	Leggett	Quinn	Thompson J A
Beihilf	Evans	Lewis	Reeve	Thonet
Bird	Everett	Machacek	Reilly	Tompkins

Bisland	Fish	Maier	Rigby	Waddell
Brady	Fitzsimons	Malloy	Rogers	Wade
Brooks	Foelker	Mathews T F	Rosenstein	Wagner
Burnett	Foster	Matthews C R	Salomon	Wadsworth
Burns	Francisco	McKeown	Santee	Wainwright
Burzynski	Fuller	McManus	Schoeneck	Wedemeyer
Byrne	Gardner	Mead	Scovill	West
Cadin	Gates	Miller	Shanahan	Whitney F G
Cahn	Grady	Monroe	Sheehy	Whitney G H
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Murphy	Sherry	Wilsnack
Caughlan	Gurnett	Newton	Shuttleworth	Wilson
Charles E E	Hammond	Nugent	Slocum	Wolf
Charles W B	Hanford	O'Neill	Smith A P	Wood F C
Cooke	Hartman	Palmer	Smith A E	Wood F X
Cotton	Hastings	Parker	Smith J E	Yale
Coutant	Hooker	Patton	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Mead offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill No. 1185, entitled "An act to amend chapter 435 of the Laws of 1875, entitled 'An act to consolidate the Albany City Dispensary with the Albany City Homœopathic Hospital,' to enlarge the power of the hospital to take and hold property." (Rec. No. 330.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Mead, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Mead, and by unanimous consent, said bill was substituted for Assembly bill No. 1888, Int. No. 1376, same title and subject, now on the order of third reading.

On motion of Mr. Mead, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1888) entitled "An act to amend chapter 435 of the Laws of 1875, entitled 'An act to consolidate the Albany City Dispensary with the Albany City Homœopathic Hospital' to enlarge the power of the hospital to take, hold and mortgage property" (Int. No. 1376), having been announced for a third reading,

On motion of Mr. Mead, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 1953) entitled "An act to legalize the acts of Lyman C. Broughton, a coroner of the county of Wyoming, and to permit him to file his oath of office" (Int. No. 1417), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Parker	Smith J E
Allen F E	Cowan	Hornidge	Patton	Smith R H
Allen J G	Cox	Hubbs	Pendry	Standart
Anderson	Cunningham	Hurd	Perry	Steele
Apgar	Dale	Kavanaugh	Phillips	Stevens
Bass	Dodd	Knapp	Plank	Sullivan
Becker	Donovan	La Fetra	Platt	Tenjost
Bedell	Dowling	La Rue	Pratt	Thompson J A
Beebe	Etzel	Leggett	Prince	Thonet
Beihilf	Evans	Lewis	Quinn	Tompkins
Bird	Everett	Machacek	Reeve	Wade
Bisland	Fish	Maier	Reilly	Wagner
Brady	Fitzsimons	Malloy	Rigby	Wadsworth
Brooks	Foster	Mathews T F	Rogers	Wainwright
Burnett	Francisco	Matthews C R	Rosenstein	Wedemeyer
Burns	Freidel	McKeown	Salomon	West
Burzynski	Fuller	McManus	Sammon	Wemple
Byrne	Gardner	Mead	Santee	Whitney F G
Cadin	Gates	Merritt	Scovill	Whitney G H
Cahn	Grady	Miller	Shanahan	Wiegand
Callahan	Grattan	Monroe	Sheehy	Wilsnack
Carrier	Gray	Murphy	Sheldon	Wilson
Caughlan	Gurnett	Newton	Sherry	Wolf
Charles E E	Hammond	Nugent	Shuttleworth	Wood F C
Charles W B	Hanford	Ogden	Slocum	Wood F X
Cooke	Hapeman	O'Neill	Smith A P	Yale
Coon	Hartman	Palmer	Smith A E	Young
Cotton	Hastings			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2033) entitled "An act to authorize the issuing of licenses to honorably discharged volunteer firemen of the State

of New York for peddling, vending and selling merchandise within this State" (Int. No. 1049), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hubbs	Phillips	Smith R H
Allen F E	Dale	Hurd	Plank	Standart
Allen J G	Dodd	Kavanaugh	Platt	Stanley
Anderson	Donovan	Knapp	Pratt	Steele
Bass	Dowling	La Fetra	Prentice	Stevens
Becker	Etzel	La Rue	Prince	Sullivan
Bedell	Evans	Leggett	Quinn	Tenjost
Beihilf	Everett	Lewis	Reeve	Thompson G F
Bird	Fish	Machacek	Reilly	Thompson J A
Bisland	Fitzsimons	Maier	Rigby	Thonet
Brady	Foelker	Malloy	Rogers	Tompkins
Brooks	Foster	Mathews T F	Rosenstein	Waddell
Burnett	Freidel	Matthews C R	Salomon	Wade
Burns	Fuller	McKeown	Sammon	Wagner
Burzynski	Gardner	McManus	Santee	Wadsworth
Byrne	Gates	Merritt	Schoeneck	Wedemeyer
Cadin	Grady	Miller	Scovill	West
Callahan	Grattan	Monroe	Shanahan	Wemple
Carrier	Gray	Murphy	Sheehy	Whitney F G
Caughlan	Gurnett	Newton	Sheldon	Wiegand
Charles E E	Hammond	Nugent	Sherry	Wilsnack
Charles W B	Hanford	Ogden	Shuttleworth	Wilson
Cooke	Hapeman	O'Neill	Slocum	Wolf
Coon	Hartman	Palmer	Smith A P	Wood F C
Cotton	Hastings	Parker	Smith A E	Wood F X
Coutant	Hooker	Patton	Smith J E	Yale
Cowan	Hooper	Pendry	Smith J T	Young
Cox	Hornidge	Perry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2038) entitled "An act in relation to unpaid taxes, and sales for unpaid taxes in the towns, villages and school districts in the county of Richmond, as the same existed prior to January 1, 1898, the time of the taking effect of the Greater New York charter" (Int. No. 1468), was read the third time, having

been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooper	Perry	Smith R H
Allen F E	Dodd	Hubbs	Phillips	Standart
Allen J G	Donovan	Hurd	Plank	Stanley
Anderson	Dowling	Kavanaugh	Platt	Steele
Apgar	Ellis	Knapp	Pratt	Stevens
Becker	Etzel	La Fetra	Prentice	Sullivan
Bedell	Evans	La Rue	Prince	Thompson G F
Beebe	Everett	Lewis	Reeve	Thompson J A
Beihilf	Fish	Machacek	Reilly	Thonet
Bisland	Fitzsimons	Maier	Rigby	Tompkins
Brady	Foelker	Malloy	Rogers	Waddell
Brooks	Francisco	Mathews T F	Rosenstein	Wade
Burns	Freidel	Matthews C R	Salomon	Wagner
Burzynski	Fuller	McKeown	Sammon	Wadsworth
Byrne	Gardner	McManus	Santee	Wainwright
Cadin	Gates	Mead	Schoeneck	Wedemeyer
Cahn	Grady	Miller	Scovill	Wemple
Callahan	Grattan	Monroe	Shanahan	Whitney F G
Caughlan	Gray	Moreland	Sheehy	Whitney G H
Charles E E	Gurnett	Newton	Sheldon	Wiegand
Charles W B	Hackett	Nugent	Sherry	Wilsnack
Cooke	Hammond	Ogden	Shuttleworth	Wilson
Coon	Hanford	O'Neill	Slocum	Wolf
Cotton	Hapeman	Palmer	Smith A P	Wood F C
Coutant	Hartman	Parker	Smith A E	Wood F X
Cowan	Hastings	Patton	Smith J E	Yale
Cox	Hooker	Pendry	Smith J T	Young
Cunningham				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1531) entitled "An act providing for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district No. 1, town of Dannemora, in the county of Clinton" (Int. No. 1197), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Dowling	Kavanaugh	Platt	Stanley
Allen F E	Ellis	Knapp	Pratt	Steele
Allen J G	Etzel	La Fetra	Prentice	Stevens
Anderson	Evans	La Rue	Prince	Sullivan
Bass	Everett	Leggett	Quinn	Tenjost
Becker	Fish	Lewis	Reeve	Thompson G F
Bedell	Fitzsimons	Machacek	Reilly	Thompson J A
Beebe	Foelker	Malloy	Rigby	Thonet
Beihilf	Foster	Mathews T F	Rogers	Tompkins
Bird	Francisco	Matthews C R	Rosenstein	Waddell
Brady	Freidel	McKeown	Salomon	Wade
Brooks	Fuller	McManus	Sammon	Wagner
Burns	Gardner	Mead	Santee	Wadsworth
Burzynski	Gates	Miller	Schoeneck	Wainwright
Byrne	Grady	Monroe	Scovill	Wedemeyer
Cadin	Grattan	Murphy	Shanahan	West
Callahan	Gray	Newton	Sheehy	Wemple
Carrier	Gurnett	Nugent	Sheldon	Whitney F G
Caughlan	Hammond	Ogden	Sherry	Whitney G H
Charles E E	Hanford	O'Neill	Shuttleworth	Wiegand
Charles W B	Hapeman	Palmer	Slocum	Wilsnack
Coon	Hartman	Parker	Smith A P	Wilson
Cotton	Hastings	Patton	Smith A E	Wolf
Coutant	Hooker	Pendry	Smith J E	Wood F C
Cowan	Hooper	Perry	Smith J T	Wood F X
Cunningham	Hornidge	Phillips	Smith R H	Yale
Dale	Hubbs	Plank	Standart	Young
Dodd	Hurd			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2063) entitled "An act to amend the Code of Civil Procedure, in relation to the examination of witnesses to wills" (Int. No. 1363), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Stanley
Allen F E	Cox	Hooper	Perry	Steele
Allen J G	Cunningham	Hornidge	Phillips	Stevens
Anderson	Dale	Hubbs	Plank	Sullivan
Apgar	Dodd	Hurd	Platt	Tenjost
Bass	Donovan	Kavanaugh	Prentice	Thompson G F
Becker	Dowling	Knapp	Prince	Thompson J A
Bedell	Ellis	La Rue	Quinn	Thonet
Beebe	Etzel	Leggett	Reeve	Tompkins
Beihilf	Evans	Machacek	Reilly	Waddell
Bird	Everett	Maier	Rigby	Wade
Bisland	Fish	Malloy	Rogers	Wagner
Brady	Fitzsimons	Mathews T F	Rosenstein	Wadsworth
Brooks	Foelker	Matthews C R	Sammon	Wainwright
Burnett	Foster	McKeown	Santee	Wedemeyer
Burns	Francisco	McManus	Schoeneck	West
Burzynski	Freidel	Mead	Scovill	Wemple
Byrne	Gardner	Merritt	Shanahan	Whitney F G
Cadin	Gates	Monroe	Sheehy	Whitney G H
Cahn	Grady	Moreland	Sheldon	Wiegand
Callahan	Grattan	Murphy	Sherry	Wilsnack
Carrier	Gray	Newton	Shuttleworth	Wilson
Caughlan	Gurnett	Nugent	Slocum	Wolf
Charles E E	Hackett	Ogden	Smith A P	Wood F C
Charles W B	Hammond	O'Neill	Smith A E	Wood F X
Cooke	Hanford	Palmer	Smith J E	Yale
Coon	Hapeman	Parker	Smith J T	Young
Coutant	Hastings	Patton	Standart	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2061) entitled "An act to amend the Labor Law, relative to the issuance of employment certificates for employees in factories and mercantile establishments" (Int. No. 977), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 144
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Standart
Allen F E	Dale	Hornidge	Perry	Stanley
Allen J G	Dodd	Hubbs	Phillips	Steele
Anderson	Donovan	Hurd	Plank	Stevens

Apgar	Dowling	Kavanaugh	Platt	Sullivan
Bass	Ellis	Knapp	Pratt	Tenjost
Becker	Etzel	La Fetra	Prentice	Thompson G F
Bedell	Evans	La Rue	Prince	Thompson J A
Beebe	Everett	Leggett	Reeve	Thonet
Bird	Fish	Lewis	Reilly	Tompkins
Bisland	Fitzsimons	Machacek	Rigby	Waddell
Brady	Foelker	Maier	Rogers	Wade
Brooks	Foster	Malloy	Rosenstein	Wagner
Burnett	Francisco	Mathews T F	Salomon	Wadsworth
Burns	Freidel	Matthews C R	Sammon	Wainwright
Burzynski	Fuller	McKeown	Santee	Wedemeyer
Byrne	Gardner	McManus	Schoeneck	West
Cadin	Gates	Mead	Scovill	Wemple
Cahn	Grady	Merritt	Shanahan	Whitney F G
Callahan	Grattan	Monroe	Sheehy	Whitney G H
Carrier	Gray	Moreland	Sheldon	Wiegand
Caughlan	Gurnett	Murphy	Sherry	Wilsnack
Charles E E	Hackett	Newton	Shuttleworth	Wilson
Charles W B	Hammond	Nugent	Slocum	Wolf
Cooke	Hanford	Ogden	Smith A P	Wood F C
Coon	Hapeman	O'Neill	Smith A E	Wood F X
Cotton	Hartman	Palmer	Smith J E	Yale
Coutant	Hastings	Parker	Smith J T	Young
Cowan	Hooker	Patton	Smith R H	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2067) entitled "An act to amend the State Charities Law, authorizing the transfer of inmates of State charitable institutions" (Int. No. 586), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Kavanaugh	Plank	Standart
Allen F E	Dowling	Knapp	Platt	Stanley
Allen J G	Ellis	La Fetra	Pratt	Steele
Anderson	Etzel	La Rue	Prentice	Stevens
Bass	Evans	Leggett	Prince	Sullivan
Becker	Everett	Lewis	Quinn	Tenjost
Bedell	Fitzsimons	Machacek	Reeve	Thompson G F
Beebe	Foelker	Maier	Reilly	Thompson J A
Beihilf	Foster	Malloy	Rigby	Thonet
Bird	Francisco	Mathews T F	Rogers	Tompkins
Brady	Freidel	Matthews C R	Rosenstein	Waddell

Brooks	Fuller	McKeown	Salomon	Wade
Burns	Gardner	McManus	Sammon	Wagner
Burzynski	Gates	Mead	Santee	Wadsworth
Cadin	Grady	Merritt	Schoeneck	Wedemeyer
Cahn	Grattan	Miller	Scovill	West
Callahan	Gray	Monroe	Shanahan	Wemple
Carrier	Gurnett	Moreland	Sheehy	Whitney F G
Caughlan	Hackett	Newton	Sheldon	Whitney G H
Charles E E	Hammond	Nugent	Sherry	Wiegand
Charles W B	Hanford	Ogden	Shuttleworth	Wilsnack
Cooke	Hapeman	O'Neill	Slocum	Wilson
Coon	Hartman	Palmer	Smith A P	Wolf
Cotton	Hastings	Parker	Smith A E	Wood F C
Coutant	Hooker	Patton	Smith J E	Wood F X
Cowan	Hooper	Pendry	Smith J T	Yale
Cunningham	Hornidge	Perry	Smith R H	Young
Dale	Hubbs	Phillips		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1092) entitled "An act to amend the Forest, Fish and Game Law, relative to taking fish with nets in Lake Ontario" (Int. No. 911), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Smith R H
Allen F E	Cox	Hooper	Perry	Standart
Allen J G	Cunningham	Hornidge	Phillips	Stanley
Anderson	Dale	Hurd	Plank	Steele
Apgar	Dodd	Kavanaugh	Platt	Stevens
Becker	Donovan	Knapp	Pratt	Sullivan
Bedell	Ellis	La Rue	Prentice	Tenjost
Beebe	Etzel	Leggett	Prince	Thompson J A
Beihilf	Evans	Lewis	Quinn	Thonet
Bird	Everett	Maier	Reeve	Tompkins
Bisland	Fish	Malloy	Rigby	Waddell
Brady	Fitzsimons	Mathews T F	Rogers	Wade
Brooks	Foelker	Matthews C R	Rosenstein	Wadsworth
Burnett	Foster	McKeown	Salomon	Wedemeyer
Burzynski	Freidel	McManus	Sammon	West
Byrne	Fuller	Merritt	Santee	Wemple
Cadin	Gardner	Miller	Schoeneck	Whitney F G
Cahn	Gates	Moreland	Scovill	Whitney G H
Callahan	Grady	Murphy	Shanahan	Wiegand

Carrier	Gray	Newton	Sheehy	Wilsnack
Caughlan	Gurnett	Nugent	Sheldon	Wilson
Charles E E	Hackett	Ogden	Sherry	Wolf
Charles W B	Hammond	O'Neill	Shuttleworth	Wood F C
Cooke	Hanford	Palmer	Smith A P	Wood F X
Coon	Hartman	Parker	Smith A E	Yale
Cotton	Hastings	Patton	Smith J E	Young
Coutant				

In the negative:

Thompson G F

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Ogden offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on claims be discharged from the further consideration of Senate bill No. 1033, entitled "An act to release to Walter Miller and Mary J. Miller, his wife, all the right, title and interest of the people of the State of New York in and to certain real estate." (Rec. No. 290.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Ogden, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Ogden, and by unanimous consent, said bill was substituted for Assembly bill No. 2060, Int. No. 1313, same title and subject, now on the order of third reading.

On motion of Mr. Ogden, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2060) entitled "An act to release to Walter Miller and Mary J. Miller, his wife, all the right, title and interest of the people of the State of New York in and to certain real estate situate in the city of Rochester, known and described as lots Nos. 3 and 4 on a map and allotment of the Hart Place Tract, made by F. J. M. Cornell" (Int. No. 1313), having been announced for a third reading,

On motion of Mr. Ogden, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 2069) entitled "An act to amend the Real Property Law, relative to conveyances" (Int. No. 1312), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Kavanaugh	Phillips	Standart
Allen F E	Donovan	Knapp	Plank	Stanley
Allen J G	Dowling	La Rue	Platt	Steele
Anderson	Ellis	Leggett	Pratt	Stevens
Bass	Etzel	Lewis	Prentice	Sullivan
Becker	Everett	Machacek	Prince	Thompson G F
Beebe	Fish	Maier	Quinn	Thompson J A
Beihilf	Fitzsimons	Malloy	Reeve	Thonet
Bisland	Foelker	Mathews T F	Rigby	Tompkins
Brady	Francisco	Matthews C R	Rogers	Waddell
Burnett	Freidel	McKeown	Rosenstein	Wade
Burns	Gardner	McManus	Salomon	Wagner
Burzynski	Gates	Mead	Santee	Wadsworth
Cadin	Grattan	Merritt	Schoeneck	Wedemeyer
Cahn	Gray	Miller	Scovill	West
Callahan	Gurnett	Moreland	Shanahan	Wemple
Caughlan	Hackett	Murphy	Sheehy	Whitney F G
Charles E E	Hammond	Newton	Sherry	Wiegand
Charles W B	Hanford	Nugent	Shuttleworth	Wilsnack
Cooke	Hapeman	Ogden	Slocum	Wilson
Coon	Hartman	Palmer	Smith A P	Wolf
Cotton	Hooker	Parker	Smith A E	Wood F C
Coutant	Hooper	Patton	Smith J E	Wood F X
Cowan	Hubbs	Pendry	Smith J T	Yale
Cox	Hurd	Perry	Smith R H	Young
Cunningham				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2059) entitled "An act to release to Francis Neher all the right, title and interest of the people of the State of New York in and to certain real estate situated in the Twenty-second ward of the city and county and State of New York, acquired by escheat or otherwise, upon the death of Elizabeth Mattson" (Int. No. 1302), was read the third time, having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hartman	O'Neill	Smith J E
Allen F E	Cunningham	Hastings	Palmer	Smith J T
Allen J G	Dale	Hooker	Parker	Smith R H
Anderson	Dodd	Hooper	Patton	Stanley
Apgar	Donovan	Hornidge	Pendry	Steele
Bass	Ellis	Hubbs	Perry	Stevens
Becker	Etzel	Hurd	Phillips	Sullivan
Bedell	Evans	Kavanaugh	Plank	Thompson G F
Beihilf	Everett	Knapp	Platt	Thompson J A
Bird	Fitzsimons	La Fetra	Pratt	Thonet
Brady	Foelker	Leggett	Prentice	Tompkins
Brooks	Foster	Lewis	Prince	Wade
Burnett	Francisco	Machacek	Reeve	Wadsworth
Burns	Freidel	Malloy	Reilly	Wedemeyer
Burzynski	Fuller	Mathews T F	Rigby	West
Cadin	Gardner	Matthews C R	Rogers	Wemple
Cahn	Gates	McKeown	Rosenstein	Whitney F G
Callahan	Grady	McManus	Sammon	Whitney G H
Caughlan	Grattan	Mead	Santee	Wiegand
Charles E E	Gray	Miller	Scovill	Wilsnack
Charles W E	Gurnett	Monroe	Shanahan	Wilson
Cooke	Hackett	Moreland	Sheldon	Wood F X
Cotton	Hammond	Murphy	Sherry	Yale
Coutant	Hanford	Nugent	Slocum	Young
Cowan	Hapeman	Ogden	Smith A P	

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2065) entitled "An act to establish a law library in the Fifth Judicial District, to be known as the Robinson Memorial Library" (Int. No. 1235), having been announced for a third reading,

On motion of Mr. F. G. Whitney, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2068) entitled "An act to repeal section 115 of the Lien Law, relating to the exemption of certain articles from the

provisions of the Lien Law requiring the filing of contracts of conditional sale" (Int. No. 1068), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Perry	Standart
Allen F E	Cunningham	Hubbs	Phillips	Steele
Allen J G	Dale	Hurd	Plank	Stevens
Anderson	Dodd	Kavanaugh	Platt	Sullivan
Apgar	Donovan	Knapp	Pratt	Tenjost
Bass	Ellis	La Rue	Prentice	Thompson G F
Becker	Etzel	Leggett	Prince	Thompson J A
Bedell	Evans	Machacek	Quinn	Thonet
Beebe	Everett	Maier	Reilly	Tompkins
Beihilf	Fish	Malloy	Rigby	Wade
Bisland	Fitzsimons	Mathews T F	Rogers	Wagner
Brady	Foelker	Matthews C R	Rosenstein	Wadsworth
Brooks	Foster	McKeown	Salomon	Wainwright
Burnett	Francisco	McManus	Sammon	Wedemeyer
Burns	Freidel	Mead	Santee	West
Burzynski	Gardner	Merritt	Schoeneck	Wemple
Cadin	Gates	Miller	Scovill	Whitney F G
Cahn	Grattan	Moreland	Shanahan	Whitney G H
Callahan	Gray	Murphy	Sheehy	Wiegand
Carrier	Hackett	Newton	Sherry	Wilsnack
Caughlan	Hammond	Ogden	Shuttleworth	Wilson
Charles E E	Hanford	O'Neill	Slocum	Wolf
Charles W B	Hapeman	Palmer	Smith A E	Wood F C
Cooke	Hartman	Parker	Smith J E	Wood F X
Cotton	Hastings	Patton	Smith J T	Yale
Coutant	Hooker	Pendry	Smith R H	Young

In the negative:

La Fetra

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 443) entitled "An act to amend the Greater New York charter, relative to the deposits made by bidders" (Int. No. 150), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hooper	Palmer	Smith J E
Allen F E	Donovan	Hornidge	Parker	Smith J T
Allen J G	Dowling	Hubbs	Patton	Standart
Anderson	Ellis	Hurd	Pendry	Stanley
Bass	Etzel	Knapp	Perry	Stevens
Becker	Evans	La Fetra	Phillips	Sullivan
Beebe	Everett	La Rue	Plank	Thompson G F
Beihilf	Fitzsimons	Lewis	Pratt	Thompson J A
Bisland	Foelker	Machacek	Prentice	Thonet
Brady	Foster	Maier	Quinn	Waddell
Burnett	Francisco	Mathews T F	Reeve	Wade
Burzynski	Freidel	Matthews C R	Rigby	Wagner
Byrne	Fuller	McKeown	Rogers	Wainwright
Cadin	Gardner	Mead	Salomon	Wedemeyer
Callahan	Gates	Merritt	Sammon	Wemple
Carrier	Grady	Miller	Santee	Whitney F G
Caughlan	Grattan	Monroe	Schoeneck	Wiegand
Charles W B	Gray	Moreland	Scovill	Wilsnack
Cooke	Gurnett	Murphy	Sheehy	Wolf
Coon	Hackett	Newton	Sheldon	Wood F C
Coutant	Hammond	Nugent	Shuttleworth	Wood F X
Cowan	Hanford	Ogden	Slocum	Yale
Cunningham	Hartman	O'Neill	Smith A P	Young
Dale	Hastings			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 308) entitled "An act to amend chapter 397 of the Laws of 1890, entitled 'An act to incorporate the River Bridge Company,' relative to extension of charter" (Rec. No. 85), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Parker	Slocum
Allen F E	Cox	Hastings	Patton	Smith A P
Allen J G	Cunningham	Hooker	Pendry	Smith J E
Anderson	Dale	Hooper	Perry	Smith R H
Bass	Dodd	Hubbs	Phillips	Standart
Becker	Dowling	Kavanaugh	Plank	Steele
Bedell	Ellis	La Fetra	Platt	Sullivan
Beebe	Etzel	La Rue	Pratt	Tenjost
Bird	Everett	Lewis	Prentice	Thompson J A
Bisland	Fish	Machacek	Prince	Tompkins
Brooks	Fitzsimons	Malloy	Quinn	Waddell
Burnett	Foelker	Mathews T F	Reilly	Wagner
Burns	Foster	Matthews C R	Rigby	Wadsworth
Burzynski	Francisco	McKeown	Rogers	Wedemeyer
Byrne	Freidel	McManus	Rosenstein	West
Cahn	Fuller	Mead	Salomon	Whitney F G
Callahan	Gardner	Miller	Santee	Whitney G H
Carrier	Grady	Monroe	Schoeneck	Wilsnack
Caughlan	Grattan	Moreland	Scovill	Wilson
Charles E E	Gray	Murphy	Shanahan	Wolf
Charles W B	Hackett	Nugent	Sheehy	Wood F X
Coon	Hammond	Ogden	Sheldon	Yale
Cotton	Hanford	O'Neill	Shuttleworth	Young

In the negative:

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 762) entitled "An act requiring the stanchions, deck beams and frames to be of iron or steel, in all steam vessels and barges hereafter constructed, engaging in excursions from cities having a population of 1,000,000 inhabitants or over" (Rec. No. 167), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Parker	Smith J T
Allen F E	Cowan	Hooker	Pendry	Standart
Allen J G	Cox	Hooper	Perry	Stanley
Anderson	Cunningham	Hubbs	Phillips	Steele
Apgar	Dale	Hurd	Plank	Stevens
Bass	Dodd	Knapp	Platt	Sullivan
Becker	Donovan	La Fetra	Pratt	Thompson G F
Bedell	Dowling	La Rue	Prentice	Thompson J A
Beebe	Ellis	Leggett	Quinn	Tompkins
Beihilf	Evans	Lewis	Reeve	Waddell
Bird	Fish	Maier	Reilly	Wagner
Bisland	Fitzsimons	Malloy	Rigby	Wadsworth
Brady	Foelker	Mathews T F	Rogers	Wainwright
Brooks	Foster	Matthews C R	Rosenstein	West
Burnett	Francisco	McKeown	Salomon	Wemple
Burns	Freidel	McManus	Sammon	Whitney F G
Byrne	Fuller	Mead	Santee	Whitney G H
Cadin	Gates	Miller	Scovill	Wilsnack
Cahn	Grady	Monroe	Shanahan	Wilson
Carrier	Gray	Murphy	Sheehy	Wolf
Caughlan	Gurnett	Newton	Sherry	Wood F C
Charles W B	Hackett	Ogden	Shuttleworth	Wood F X
Cooke	Hammond	O'Neill	Smith A P	Yale
Coon	Hanford	Palmer	Smith J E	Young
Cotton	Hapeman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 964) entitled "An act for the relief of Kensico Cemetery" (Rec. No. 256), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hurd	Platt	Stanley
Allen F E	Dodd	Knapp	Pratt	Stevens
Allen J G	Donovan	La Rue	Prentice	Sullivan
Apgar	Dowling	Leggett	Prince	Tenjost
Bass	Ellis	Lewis	Quinn	Thompson G F

Becker	Etzel	Machacek	Reeve	Thompson J A
Bedell	Evans	Maier	Rigby	Thonet
Beihilf	Everett	Malloy	Rogers	Tompkins
Bird	Foelker	Matthews C R	Rosenstein	Waddell
Brady	Foster	McKeown	Salomon	Wade
Brooks	Francisco	McManus	Sammon	Wagner
Burnett	Freidel	Mead	Santee	Wadsworth
Burns	Fuller	Monroe	Schoeneck	Wainwright
Byrne	Gates	Moreland	Scovill	Wedemeyer
Cahn	Grady	Newton	Shanahan	Wemple
Carrier	Grattan	Nugent	Sheehy	Whitney F G
Callahan	Gray	Ogden	Sheldon	Whitney G H
Caughlan	Hackett	O'Neill	Sherry	Wilsnack
Charles E E	Hammond	Palmer	Slocum	Wilson
Cooke	Hanford	Parker	Smith A P	Wolf
Coon	Hartman	Patton	Smith A E	Wood F C
Cotton	Hastings	Pendry	Smith J E	Wood F X
Coutant	Hooker	Perry	Smith J T	Yale
Cowan	Hooper	Phillips	Smith R H	Young
Cox	Hubbs	Plank	Standart	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 592) entitled "An act to extend the time of the Watertown and Carthage Traction Company to complete the construction of its road and extensions, and put the same in operation" (Rec. No. 152), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110
NOES 00

Those who voted in the affirmative were:

Allen F G	Cox	Hastings	Parker	Smith J T
Allen J G	Cunningham	Hooker	Patton	Smith R H
Anderson	Dodd	Hooper	Pendry	Stanley
Apgar	Donovan	Hubbs	Perry	Steele
Bass	Dowling	Kavanaugh	Phillips	Sullivan
Bedell	Ellis	La Fetra	Plank	Tenjost
Beebe	Evans	La Rue	Platt	Thompson J A
Beihilf	Everett	Lewis	Pratt	Thonet
Bisland	Fish	Machacek	Prentice	Tompkins
Brooks	Fitzsimons	Maier	Quinn	Wade
Burnett	Foelker	Mathews T F	Reeve	Wagner
Burns	Francisco	Matthews C R	Rigby	Wainwright
Byrne	Freidel	McKeown	Rogers	Wedemeyer
Cadin	Fuller	McManus	Salomon	Wemple

Cahn	Gardner	Mead	Sammon	Whitney G H
Carrier	Gates	Miller	Schoeneck	Wiegand
Caughlan	Grattan	Monroe	Scovill	Wilson
Charles E E	Gray	Murphy	Sheehy	Wolf
Cooke	Gurnett	Newton	Sheldon	Wood F C
Coon	Hammond	Nugent	Shuttleworth	Wood F X
Coutant	Hanford	O'Neill	Slocum	Yale
Cowan	Hapeman	Palmer	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 230) entitled "An act to amend section 88 of chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' relative to garbage and ashes" (Rec. No. 149), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	O'Neill	Smith J E
Allen J G	Cox	Hooker	Palmer	Smith J T
Anderson	Cunningham	Hooper	Patton	Standart
Apgar	Dale	Hubbs	Pendry	Stanley
Becker	Dodd	Hurd	Perry	Steele
Bedell	Donovan	Kavanaugh	Phillips	Sullivan
Beebe	Dowling	La Fetra	Plank	Thompson G F
Beihilf	Ellis	La Rue	Pratt	Thompson J A
Bird	Evans	Leggett	Prentice	Thonet
Bisland	Everett	Machacek	Prince	Tompkins
Brady	Fitzsimons	Maier	Reeve	Waddell
Brooks	Foelker	Malloy	Reilly	Wagner
Burnett	Foster	Mathews T F	Rigby	Wadsworth
Burzynski	Freidel	Matthews C R	Rogers	Wainwright
Byrne	Fuller	McKeown	Rosenstein	West
Cadin	Gardner	McManus	Salomon	Wemple
Callahan	Grady	Mead	Sammon	Whitney F G
Carrier	Grattan	Merritt	Schoeneck	Wiegand
Caughlan	Gray	Miller	Scovill	Wilsnack
Charles E E	Gurnett	Monroe	Shanahan	Wolf
Charles W B	Hackett	Moreland	Sheldon	Wood F C
Cooke	Hanford	Newton	Sherry	Wood F X
Coon	Hapeman	Nugent	Slocum	Yale
Cotton	Hartman	Ogden	Smith A E	Young
Coutant				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1024) entitled "An act to authorize trustees of the village of Sag Harbor, Suffolk county, to construct and maintain a wharf in such village" (Rec. No. 299), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Patton	Smith J T
Allen F E	Cunningham	Hooper	Pendry	Smith R H
Allen J G	Dale	Hubbs	Phillips	Standart
Anderson	Dodd	Kavanaugh	Plank	Steele
Apgar	Donovan	Knapp	Platt	Stevens
Becker	Dowling	La Fetra	Pratt	Sullivan
Bedell	Ellis	La Rue	Prentice	Thompson G F
Beebe	Etzel	Leggett	Quinn	Thompson J A
Beihilf	Evans	Lewis	Reeve	Thonet
Bird	Everett	Machacek	Reilly	Tompkins
Bisland	Fish	Maier	Rigby	Waddell
Brooks	Fitzsimons	Malloy	Rogers	Wade
Burnett	Foelker	Mathews T F	Rosenstein	Wadsworth
Burns	Francisco	Matthews C R	Salomon	Wainwright
Byrne	Freidel	McKeown	Sammon	West
Cadin	Fuller	McManus	Santee	Wemple
Cahn	Gardner	Mead	Schoeneck	Whitney G H
Callahan	Grady	Merritt	Scovill	Wiegand
Caughlan	Grattan	Monroe	Sheehy	Wilson
Charles E E	Gray	Moreland	Sheldon	Wolf
Charles W B	Hackett	Murphy	Sherry	Wood F C
Cooke	Hammond	Nugent	Shuttleworth	Wood F X
Coon	Hanford	Ogden	Smith A P	Yale
Cotton	Hapeman	O'Neill	Smith A E	Young
Coutant	Hartman	Parker	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 708) entitled "An act to amend the Public Health Law, relative to the report of the health officer of the

Port of New York" (Rec. No. 197), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hubbs	Perry	Smith R H
Allen F E	Dodd	Hurd	Phillips	Standart
Allen J G	Donovan	Kavanaugh	Plank	Stanley
Anderson	Ellis	Knapp	Platt	Steele
Apgar	Etzel	La Fetra	Pratt	Stevens
Bass	Evans	La Rue	Prentice	Sullivan
Becker	Everett	Leggett	Prince	Thompson G F
Bedell	Fitzsimons	Lewis	Quinn	Thompson J A
Beihilf	Foelker	Machacek	Reeve	Thonet
Bird	Foster	Maier	Reilly	Tompkins
Bisland	Francisco	Malloy	Rigby	Waddell
Brady	Freidel	Mathews T F	Rogers	Wade
Brooks	Gardner	Matthews C R	Rosenstein	Wagner
Burns	Gates	McKeown	Salomon	Wainwright
Burzynski	Grady	McManus	Sammon	Wedemeyer
Byrne	Grattan	Mead	Santee	West
Cadin	Gray	Miller	Schoeneck	Wemple
Cahn	Gurnett	Monroe	Scovill	Whitney F G
Callahan	Hackett	Moreland	Shanahan	Whitney G H
Carrier	Hammond	Newton	Sheehy	Wiegand
Caughlan	Hanford	Nugent	Sheldon	Wilsnack
Charles W B	Hapeman	Ogden	Sherry	Wilson
Cooke	Hartman	O'Neill	Slocum	Wolf
Coon	Hastings	Palmer	Smith A P	Wood F C
Cotton	Hooker	Parker	Smith A E	Wood F X
Coutant	Hooper	Patton	Smith J E	Yale
Cowan	Hornidge	Pendry	Smith J T	Young
Cunningham				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 581) entitled "An act to amend article 7 of title 3, chapter 18 of the Code of Civil Procedure, relating to the authentication of wills admitted to probate in other States, and of letters testamentary and of administration granted in other States, so as to entitle the same to be recorded in this State" (Rec. No. 158), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1020) entitled "An act to amend section 220 of the Code of Civil Procedure relative to the designation of justices of the Appellate Division, and the times when such designation shall take effect" (Rec. No. 248), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1023) entitled "An act to amend the Penal Code, relative to juvenile offenders and the suspension of sentence" (Rec. No. 221), having been announced for a third reading.

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 915) entitled "An act to amend the Military Code relative to relief from civil or criminal liability, security for and award of costs" (Rec. No. 264), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hastings	Perry	Standart
Allen F E	Cotton	Hooker	Plank	Stanley
Allen J G	Coutant	Hornidge	Platt	Stevens
Anderson	Cowan	Hubbs	Pratt	Sullivan
Apgar	Cox	Hurd	Prentice	Tenjost
Bass	Dale	Kavanaugh	Prince	Thompson G F
Becker	Dodd	Knapp	Quinn	Thompson J A

Bedell	Donovan	La Rue	Reeve	Thonet
Beebe	Dowling	Lewis	Reilly	Tompkins
Beihilf	Ellis	Machacek	Rigby	Waddell
Bird	Etzel	Maier	Rogers	Wade
Bisland	Evans	Malloy	Rosenstein	Wadsworth
Brady	Everett	Matthews C R	Salomon	Wainwright
Brooks	Fish	McKeown	Santee	Wedemeyer
Burnett	Foelker	McManus	Schoeneck	West
Burns	Foster	Mead	Scovill	Whitney F G
Burzynski	Francisco	Miller	Shanahan	Whitney G H
Byrne	Freidel	Moreland	Sheehy	Wiegand
Cadin	Gardner	Murphy	Sheldon	Wilsnack
Cahn	Grady	Nugent	Sherry	Wilson
Callahan	Grattan	O'Neill	Shuttleworth	Wolf
Carrier	Gray	Palmer	Smith A P	Wood F C
Caughlan	Gurnett	Parker	Smith A E	Wood F X
Charles E E	Hammond	Patton	Smith J E	Yale
Charles W B	Hanford	Pendry	Smith J T	Young
Cooke	Hartman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 956) entitled "An act to authorize the Supreme Court to hear and determine any application made to revise and correct the first separate report of the commissioners of appraisal appointed in proceedings instituted by the city of New York to acquire title to lands for St. Nicholas park and to grant in respect thereto such relief as may be just and equitable" (Rec. No. 273), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 83
NOES 19

Those who voted in the affirmative were:

Allen F E	Ellis	Hurd	Plank	Stanley
Allen J G	Etzel	Knapp	Platt	Stevens
Bass	Fish	La Rue	Pratt	Tenjost
Bedell	Fitzsimons	Lewis	Prentice	Thonet
Beebe	Foelker	Maier	Reeve	Waddell
Beihilf	Foster	Matthews C R	Rigby	Wade
Bisland	Freidel	Merritt	Rogers	Wainwright

Brady	Gardner	Miller	Santee	West
Brooks	Gates	Monroe	Schoeneck	Wemple
Burnett	Hammond	Moreland	Scovill	Whitney F G
Carrier	Hanford	Murphy	Shuttleworth	Whitney G H
Charles W B	Hapeman	Newton	Slocum	Wilsnack
Coon	Hartman	Ogden	Smith A P	Wilson
Cotton	Hastings	Parker	Smith J E	Wood F X
Cowan	Hooker	Patton	Smith J T	Yale
Cox	Hooper	Perry	Standart	Young
Dowling	Hubbs	Phillips		

Those who voted in the negative were:

Bird	Fuller	Mathews T F	Reilly	Sherry
Caughlan	Hackett	McKeown	Rosenstein	Steele
Dodd	La Fetra	Palmer	Salomon	Wagner
Donovan	Machacek	Prince	Shanahan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 803) entitled "An act to amend section 1 of chapter 597 of the Laws of 1902, entitled 'An act authorizing the appointment of a confidential attendant by the justices of the Supreme Court designated to the Appellate Division of the Second Department or a majority of them'" (Rec. No. 261), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Pendry	Standart
Allen F E	Dale	Hornidge	Perry	Steele
Allen J G	Dodd	Hubbs	Phillips	Stevens
Anderson	Dowling	Hurd	Plank	Sullivan
Apgar	Ellis	Kavanaugh	Platt	Tenjost
Bass	Etzel	Knapp	Pratt	Thompson G F
Becker	Evans	La Fetra	Prentice	Thompson J A
Bedell	Everett	La Rue	Prince	Thonet
Beebe	Fitzsimons	Leggett	Quinn	Tompkins
Beihilf	Foelker	Lewis	Reeve	Waddell
Bisland	Foster	Machaceck	Rigby	Wade
Brady	Francisco	Maier	Rogers	Wagner

Burnett	Freidel	Malloy	Rosenstein	Wadsworth
Burns	Fuller	Mathews T F	Salomon	Wainwright
Burzynski	Gardner	Matthews C R	Sammon	Wedemeyer
Byrne	Gates	McKeown	Santee	Wemple
Cadin	Grady	McManus	Schoeneck	Whitney F G
Callahan	Grattan	Mead	Scovill	Whitney G H
Caughlan	Gray	Miller	Shanahan	Wiegand
Charles E E	Gurnett	Monroe	Sheldon	Wilsnack
Charles W B	Hackett	Murphy	Sherry	Wilson
Cooke	Hammond	Newton	Shuttleworth	Wolf
Coon	Hanford	Nugent	Slocum	Wood F C
Cotton	Hapeman	Ogden	Smith A E	Wood F X
Coutant	Hartman	Palmer	Smith J E	Yale
Cowan	Hastings	Parker	Smith J T	Young
Cox	Hooker	Patton	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Senate and Assembly meet in joint session Tuesday, April 18, 1905, at 10.30 a. m., for the purpose of listening to an address by General Fitzhugh Lee, relative to the Jamestown Exposition to be held in 1907.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Schoeneck offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the mayor of the city of Syracuse, requesting that he return to the Assembly a certified copy of Assembly bill No. 1876, entitled "An act to provide for the erection of a new high school in the city of Syracuse" (Int. No. 1190), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Lewis offered for the consideration of the House, a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly

of Assembly bill No. 1527, entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit,' relative to place of incorporation" (Int. No. 951), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Malloy offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1596, entitled "An act to amend the Military Code, relative to pay and allowances" (Int. No. 1241), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Merritt.—Mr. Speaker, I desire to rise to a question of personal privilege, for the purpose of making a request. My colleague and yours, Mr. Apgar, has been confined to his rooms for the last eight days. Assigned to a duty which some think important, which he is devoting himself to absolutely to the neglect of his other duties. The gentleman from Cattaraugus is away suffering from influenza. Around this circle for year after year since I have been here men have suffered and some have died and been disqualified as the result of this sort of troubles. Yonder is a draped chair, in the honor of whose former occupant we met the other evening here to our most sincere and great regret. And I believe, Mr. Speaker, and have had in mind ever since I have been a member of this body, that the trouble with us, the continual amount of this sort of pulmonary disease that is common among the members of this body, to a greater or less

extent, is due to the miserable and unfortunate circumstances in which we live here in this chamber.

And I rise for the purpose of moving that you, sir, as a member of the board controlling public buildings, or anybody else to whom it may properly be referred, take the necessary steps to take expert advice on this proposition.

I know that it is common when we are unfortunate and ill and our friends die to ascribe it to the result of the wisdom of All Wise Proidence. I never agree with it when I think I know what the trouble is. We haven't any ventilation, we have no proper heating arrangements; we are here on this miserable old carpet that is full of dust, and we are breathing bad air and dirt and filth from one thing and the other during those months when we are forced to be in this chamber; and it is not only here, Mr. Speaker, but all through this building—and I want to say to you that I think I know something about some things, I claim to, and one of them is the question of ventilation. And it is absolutely unnecessary, and does not take a large amount of money to remedy it.

Now, one thing more, from time to time I have mentioned this to the powers that be—I don't know that I have mentioned it to you, Mr. Speaker—but I have to others, and I have been told that at one time as much as $9,000 was spent in an attempt to ventilate this building, and it did not succeed. Well, I dare say, that there are men who can spend $90,000,000 to ventilate it and not succeed. But there are experts and they can be had—and personally I have got tired of having a bad cold from one year's end to the other and suffering as my friends and laying up as they have; and I am tired of hearing our friends who naturally have got better voices than mine—even my distinguished friend from Chautauqua has begun to lose some of the silvery quality which makes his speeches so acceptable whether we agree with him or not.

(Laughter.)

I do not want to offer a resolution or to make a motion, but now I have taken this question up and I propose to follow it if

I live and my constituents permit me to come back here in their wisdom.

Mr. Speaker.—If there is no objection, the remarks of the gentleman from St. Lawrence will be considered as directed to the committee on public institutions, with the consent of the House, and the Chair would suggest that the committee, together with the gentleman from St. Lawrence, take this matter up with the Superintendent of Buildings.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 585, entitled "An act to provide that the fire commissioner of the city of New York, in his discretion, may reappoint in the department Robert J. Sweeney, who resigned from the department November 4, 1902" (Rec. No. 270), for the purpose of transmission to the mayor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 1071, entitled "An act for the regulation of fares on electric railroads in and between the cities of Rensselaer and Albany, N. Y., and to provide for the issue of transfer tickets thereon" (Rec. No. 92), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the mayor of the city of Syracuse, for the purpose of amendment,

the certified copy of Assembly bill No. 1876, entitled "An act to provide for the erection of a new high school in the city of Syracuse" (Int. No. 1190), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said resolution to the mayor of the city of Syracuse.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1527, entitled "An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit,' relative to place of incorporation" (Int. No. 951), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution providing for a joint session of the Senate and Assembly Tuesday, April 18, at 10.30 a. m., for the purpose of listening to an address by General Fitzhugh Lee, with a message that they have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill No. 1596, entitled "An act to amend the Military Code, relative to pay and allowances" (Int. No. 1241), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. John E. Andrews, mayor of the city of Yonkers, returning Assembly bill No. 1536, entitled "An act to authorize the city of Yonkers to borrow money and issue bonds for highway purposes in said city" (Int. No. 1202), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Samuel L. Smith, mayor of the city of Binghamton, returning Assembly bill No.

551, entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,' and the several acts amendatory thereof, relative to building and maintaining of sidewalks and curbing, and the cost thereof" (Int. No. 501), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Samuel L. Smith, mayor of the city of Binghamton, returning Assembly bill No. 1143, entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton,' and the several acts amendatory thereof, relative to sale of lands for unpaid taxes or assessments" (Int. No. 502), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Charles H. Talcott, mayor of the city of Utica, returning Assembly bill No. 631, entitled "An act authorizing the treasurer of the city of Utica to appoint a bookkeeper" (Int. No. 229), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. W. J. Kibler, mayor of the city of Tonawanda, returning Assembly bill No. 1330, entitled "An act to revise the several acts relative to the city of Tonawanda" (Int. No. 781), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1440, entitled "An act to cancel and annul certain unpaid assessments for local improvements affecting property in the city of New York now belonging to the Hebrew Infant Asylum of the city of

New York" (Int. No. 1154), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1401, entitled "An act to amend chapter 580 of the Laws of 1901, entitled 'An act to authorize and empower the city of New York to establish and maintain a free public library system,' in relation to contracts with the trustees of certain public libraries in the city of New York" (Int. No. 787), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 769, entitled "An act to authorize a further appropriation for the maintenance of the American Museum of Natural History in the Central park of the city of New York" (Int. No. 681), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. W. J. McCaffrey, mayor of the city of Plattsburg, returning Assembly bill No. 1365, entitled "An act to amend chapter 269 of the Laws of 1902, entitled 'An act to incorporate the city of Plattsburg'" (Int. No. 1106), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Rogers, the House adjourned.

TUESDAY, APRIL 18, 1905.

The House met pursuant to adjournment.

Prayer by Rev. A. H. Lucas.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with, and the same was approved.

Mr. Speaker presented the report of the special committee on interstate and international questions, relative to fishing in Lake Champlain and the waters forming a boundary between this State and Canada, which was laid upon the table and ordered printed.

(See Document.)

The Senate sent for concurrence the following entitled bills:

"An act to amend section 74 of the Greater New York charter, with respect to the powers of the board of aldermen and the board of estimate and apportionment" (No. 1254, Rec. No. 361), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, relative to the protection of the nests of wild birds" (No. 1148, Rec. No. 362), which was read the first time and referred to the committee on fisheries and game.

"An act making an appropriation for the payment of an assessment upon the lands of the Rochester State Hospital for the improvement of South avenue in the city of Rochester" (No. 297, Rec. No. 363), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 909 of the Laws of 1896, being an act entitled 'An act in relation to the elections constituting chapter 6 of the general laws,' passed May 27, 1896, by adding thereto an additional article to be known as article 9" (No. 1219, Rec. No. 364), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 323 of the Laws of 1872, entitled 'An act authorizing the election of a receiver of taxes and assessments for the town and village of Saratoga Springs'" (No. 922,

Rec. No. 365), which was read the first time and referred to the committee on affairs of villages.

"An act to amend section 2798 of the Code of Civil Procedure, relating to proceedings in surrogates' courts with respect to surplus money on foreclosure and other sales" (No. 923, Rec. No. 366), which was read the first time and referred to the committee on codes.

"An act providing for the payment of certain notes and indebtedness of the town of Frankfort, county of Herkimer, and authorizing the issue of town bonds for such purpose" (No. 1175, Rec. No. 367), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Highway Law, relative to private roads, and to repeal certain sections thereof" (No. 904, Rec. No. 368), which was read the first time and referred to the committee on internal affairs.

"An act to authorize the common council of the city of Elmira to change the course of Badger creek in said city" (No. 1203, Rec. No. 369), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 374 of the Greater New York charter relative to the clerk of the board of justices of the municipal court" (No. 1038, Rec. No. 370), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize and direct the closing of Cromwell's creek and the grant of lands under the waters thereof between East One Hundred and Sixty-first street and the bulkhead line of the Harlem river, in the city of New York, and the filling in, ownership and use thereof as fast land" (No. 1263, Rec. No. 371), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the retaxation by the Appellate Division of the Supreme Court of the State of New York for the Second Judicial Department of the claim of Nelson J. Waterbury, Jr., as surviving partner of the firm of N. J. & N. J. Waterbury, Jr., for services rendered by them for the city of New York in the

trial of the claim of George R. Sheldon, as assignee of William H. de Forrest, under the provisions of chapter 490 of the Laws of 1883, entitled 'An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,' and the acts amendatory thereof" (No. 1066, Rec. No. 372), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Greater New York charter so that the mayor may be relieved of the labor of signing large numbers of certificates of corporate stock and of bonds of the city of New York" (No. 1255, Rec. No. 373), which was read the first time and referred to the committee on affairs of cities.

"An act ratifying the laying out and construction of Pelham avenue, from Webster avenue to Southern boulevard in the borough of the Bronx in the city of New York, and authorizing persons assessed for said work to apply to the Supreme Court, First Department, for relief from the assessment laid or paid therefor" (No. 691, Rec. No. 374), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo' and the several acts amendatory thereof and supplementary thereto, in relation to taxes and assessments" (No. 1168, Rec. No. 375), which was read the first time and referred to the committee on affairs of cities.

"An act to annex the village of Lestershire, in the town of Union, Broome county, to the city of Binghamton, and to increase the number of wards in said city, and to make certain provisions incident thereto" (No. 1198, Rec. No. 376), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Railroad Law, in relation to the rate of fare on certain steam surface railroads operated in Kings, Queens, Nassau and Suffolk counties" (No. 260, Rec. No. 377), which was read the first time and referred to the committee on railroads.

"An act for the relief of certain volunteer firemen of the village

of Brighton, Monroe county, N. Y." (No. 1204, Rec. No. 378), which was read the first time and referred to the committee on affairs of villages.

"An act to authorize the city of Rochester to acquire by purchase certain real property located in the city of Rochester, for the purpose of providing new and enlarged fire department headquarters, or other municipal purposes, and to convey real property owned by it as part payment therefor" (No. 1179, Rec. No. 379), which was read the first time and referred to the committee on affairs of cities.

"An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands" (No. 1140, Rec. No. 380), which was read the first time and referred to the committee on canals.

"An act providing for clearing out the channel between upper and lower Chateaugay lakes in the county of Clinton, and making an appropriation therefor" (No. 1127, Rec. No. 381), which was read the first time and referred to the committee on ways and means.

"An act providing of the erection of a State armory and stable in the city of Syracuse, and making an appropriation therefor; and for providing for the disposition of the old armory building" (No. 134, Rec. No. 382), which was read the first time and referred to the committee on ways and means.

"An act to authorize the city of Auburn to borrow money and issue its bonds therefor, for the purpose of constructing subways or conduits in the streets, avenues, highways, alleys, public lanes and squares in said city, to provide for the payment of such bonds; and the control, management and leasing of said subways or conduits" (No. 1128, Rec. No. 383), which was read the first time and referred to the committee on affairs of cities.

Mr. Bisland introduced a bill entitled "An act authorizing the Superintendent of Public Works to repair and protect by restraining walls or otherwise, the banks and bed of the Delaware river, and the properties and highways adjacent thereto, at the village of Barryville, in the town of Highland, Sullivan county, N. Y.,

and making an appropriation therefor" (Int. No. 1519), which was read the first time and referred to the committee on ways and means.

Mr. F. E. Allen introduced a bill entitled "An act to release to Michael C. McDavitt, all the right, title and interest of the people of the State of New York, in and to certain real estate, situated in the town of Conklin, in the county of Broome and State of New York, acquired by escheat or otherwise, upon the death of Daniel Haffie, deceased" (Int. No. 1520), which was read the first time and referred to the committee on claims.

By unanimous consent,

Mr. Fitzsimons introduced a bill entitled "An act to change the name of the Sacred Heart Academy to Clason Point Military Academy" (Int. No. 1521), which was read the first time.

On motion of Mr. Fitzsimons, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on charitable and religious societies.

By unanimous consent,

Mr. Wainwright introduced a bill entitled "An act to amend the charter of the city of New Rochelle in relation to the publication of notice to construct and keep in repair curbs, gutters and sidewalks" (Int. No. 1522), which was read the first time.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

By unanimous consent,

Mr. G. H. Whitney introduced a bill entitled "An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties" (Int. No. 1523), which was read the first time.

On motion of Mr. F. G. Whitney, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of villages.

Mr. Apgar, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Leggett, Int. No. 974, entitled "An act to amend chapter 722 of the Laws of 1894, entitled 'An act to incorporate the Niagara, Lockport and Ontario Power Company,' relative to limiting the amount of water to be taken from the Niagara river, requiring the company to furnish electric power to consumers at fixed rates, extending the territory in which power may be sold, defining its powers of condemnation, striking out the right to sell water for municipal purposes, removing limitation of capital stock, authorizing changes in the number of directors, conforming the act in certain particulars to the general laws of the State and otherwise" (No. 1977), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Hammond, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James L. Gernon, for salary alleged to be due him as Deputy State Factory Inspector, and to render judgment therefor." (No. 2056, Int. No. 1457.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of William D. Hudfor salary alleged to be due him as Deputy State Factory Inspector, and to render judgment therefor." (No. 1994, Int. No. 1434.)

"Concurrent resolution proposing amendment to section 1 of article 2 of the Constitution relating to qualification of voters." (No. 2000, Int. No. 500.)

"An act to amend the Code of Civil Procedure relative to the power and jurisdiction of justices of the peace in certain instances." (No. 790, Int. No. 703.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley & Love, against the State of New York." (No. 17, Int. No. 17.)

"An act for the relief of Eugene Scherri." (No. 2095, Int. No. 919.)

"An act to authorize the board of water commissioners of the village of Peekskill, in the county of Westchester, to issue bonds for the expense of a new force main and provide for the payment of water bonds of the village of Peekskill." (No. 1896, Int. No. 1384.)

"An act to provide for the appointment of Supreme Court Commissioners in judicial departments containing counties having a certain population, and providing for the mode of selecting and appointing such Supreme Court Commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners." (No. 1377, Int. No. 1118.)

"An act to amend the Penal Code, in relation to unauthorized advertisements for applicants for degrees or membership in any secret fraternity." (No. 1597, Int. No. 1242.)

"An act to amend the Stock Corporations Law, in relation to consent to change place of business." (No. 1941, Int. No. 1412.)

"An act to authorize the board of trustees of the village of White Plains to appoint an assessor and prescribe manner of collecting tax." (No. 2096, Int. No. 856.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Anna Fleming against the State for damages alleged to have been sustained by her, and to render judgment therefor." (No. 2051, Int. No. 1451.)

"An act to authorize the city of Watertown to borrow money for current municipal expenses arising in relation to the Roswell P. Flower Memorial Library, the maintenance and repair of school buildings and highways, the construction, maintenance and repair of sewers, and to pay temporary deficiencies in the funds of the board of education and the board of public safety, and to

issue therefor certificates of indebtedness." (No. 1912, Int. No. 1401.)

"An act to release to Margaret Marth all the right, title and interest of the people of the State of New York in and to certain real estate situated at Brentwood Plaza, Westchester county, and in certain real estate situated in the town of Southampton, Suffolk county, and State of New York, acquired by escheat or otherwise upon the death of Roman Marth, deceased." (No. 1217, Int. No. 1007.)

"An act to amend the Greater New York charter, relative to the appointment of police matrons." (No. 1774, Int. No. 1323.)

"An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to revising several sections of the said charter." (No. 2152, Rec. No. 286.)

"An act for the relief of Catherine F. Mahon." (No. 2155, Int. No. 215.)

"An act to amend subdivision 4 of section 2388 of the Code of Civil Procedure, relative to the service of certain notices upon heirs." (No. 2115, Rec. No. 198.)

"An act to amend the Penal Code, relating to the unauthorized use of the name, title of officers, insignia, ritual or ceremonies of certain orders and societies." (No. 2129, Int. No. 1442.)

"An act to amend the Penal Code in relation to the misconduct of officers at drawing of jurors and the formation of a jury." (No. 911, Int. No. 788.)

"An act to amend the Public Health Law, in relation to examination of immigrants arriving at the Port of New York." (No. 1557, Int. No. 1219.)

"An act providing for the payment of certain notes and indebtedness of the town of Frankfort, county of Herkimer, and authorizing the issue of town bonds for such purposes." (No. 2128, Int. No. 1405.)

"An act to amend the Highway Law, relative to extraordinary repairs of highways and bridges." (No. 2123, Int. No. 1164.)

"An act to amend the Penal Code, relative to the desecration,

mutilation or improper use of the flag of the United States, or of this State." (No. 1929, Int. No. 1396.)

"An act to extend Hickory street in the city of Utica through the lands of the State Hospital at Utica, N. Y." (No. 1887, Int. No. 1375.)

"An act to authorize the comptroller of the city of New York to refund taxes erroneously paid by Elizabeth McGowan." (No. 1706, Int. No. 1299.)

"An act to amend the Greater New York charter, relating to the hours and duties of the members of the police force." (No. 1975, Int. No. 1023.)

"An act to amend chapter 130 of the Laws of 1897, entitled 'An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State under and pursuant to chapter 604 of the Laws of 1886, on insurance on property in the village of Patchogue, Suffolk county,' in relation to the custody and disposition of such receipts." (No. 1982, Int. No. 1422.)

Ordered, That said bill be engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1656) entitled "An act to amend the Tax Law in relation to the levying of taxes upon and the resale of real property that has been once sold for taxes" (Int. No. 1276), reported the same with the following recommendations:

Insert a comma after the word "law" in second line of title.

Page 1, line 5, underscore the words "Subdivision 1."

Same page, line 7, strike out the word "roll" and insert the word "rolls."

Page 2, line 1, strike out the word "valuation" and insert the word "valuations."

Same page, line 2, strike out the colon and insert a semicolon.

Same page, line 6, after the word "shall" insert a comma.

Same page, line 10, underscore the words "Subdivision 2."

Page 3, line 4, after the word "inserting" insert the word "therein," and strike out the quotation marks after the word "section."

Same page, line 5, strike out quotation marks after the word "fifty-two-a," and strike out the word "thereof."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1236) entitled "An act to amend the Greater New York charter relative to the municipal courts" (Int. No. 1041), reported the same with the following recommendations:

In second line of title insert a comma after the word "charter."

Page 1, line 3, after the word "one" insert a comma and the words "as amended by chapter four hundred and ninety-seven of the laws of nineteen hundred and two."

Same page, line 5, after the word "district" insert the words "a clerk of said court and in each district."

Page 2, line 3, after the word "York" insert a comma.

Same page, line 6, strike out the comma after the word "clerk."

Same page, line 10, after the word "be" insert the word "two."

Same page, line 11, strike out the comma after the word "equal."

Same page, line 20, insert a comma after the word "except."

Same page, line 25, underscore the words "or any justice of the supreme court."

Same page, line 26, after the second word "clerk" insert the words "is appointed."

Page 3, line 4, after the word "and" insert the word "of," and underscore the third word "the."

Same page, line 19, after the word "Manhattan" insert a comma; after the word "Brooklyn" insert the words "and the second district of the Bronx."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 402) entitled "An act to amend the Code of Civil Procedure, relative to the possession of property on

giving security" (Int. No. 402), reported the same with the following recommendations:

Page 1, line 2, insert a comma after the word "procedure."

Page 2, line 11, strike out the letter "s" on the word "proceedings."

Same page, line 21, strike out the word "immediately" and insert the words "September first, nineteen hundred and five."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the Senate bill (No. 836, Assembly reprint No. 1800) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the jurisdiction of the police court and police justice" (Rec. No. 193), reported the same with the following recommendations:

Page 1, line 3, after the word "ninety-eight" insert the words "entitled 'An act for the government of cities of the second class.'"

Same page, line 5, strike out the words "so as."

Page 3, line 10, after the word "eight" insert a comma, and strike out the words "so as."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend chapter 671 of the Laws of 1892, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to local improvements." (No. 2113, Int. No. 1452.)

"An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation proceedings, injunction proceedings, special liquor tax certificates, convictions, and reports and fees of county clerks." (No. 2094, Int. No. 1332.)

"An act to amend the Town Law, in relation to shade trees and the appointment of a tree warden." (No. 2111, Int. No. 688.)

"An act to amend chapter 632 of the Laws of 1903, entitled 'An act to regulate the practice of barbering in the State of New York; to establish a State Board of Barber Examiners, and to provide for the sanitary inspection of barber shops,' in relation to the renewal of certificates of registration and qualification, return of moneys, apprentices and subboards." (No. 2112, Int. No. 1155.)

"An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers." (No. 2108, Int. No. 717.)

"An act to amend the Banking Law, relative to security for loans made by cooperative savings and loan associations." (No. 2093, Int. No. 547.)

"An act to amend the Greater New York charter, relating to the hours and duties of the members of the police force." (No. 1975, Int. No. 1023.)

The bill (No. 864) entitled "An act to amend the County Law relating to county jails" (Int. No. 749), having been announced for a third reading,

On motion of Mr. Becker, said bill was laid aside, retaining its place on the order of third reading.

Mr. Hammond in the chair.

The bill (No. 845) entitled "An act to prohibit the docking of horses' tails, and to require a registry of all docked horses, now in this State" (Int. No. 747), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three fifths being present.

AYES 32
NOES 44

Those who voted in the affirmative were:

Anderson	Gardner	Newton	Santee	Tenjost
Beebe	Gates	O'Neill	Sherry	Thonet
Carrier	Hammond	Perry	Smith J E	Tompkins
Cotton	Hornidge	Pratt	Smith J T	Wadsworth
Cowan	Hurd	Prentice	Smith R H	West
Dowling	La Rue	Salomon	Stanley	Young
Foelker	Murphy			

Those who voted in the negative were:

Bass	Coon	Hooper	Palmer	Smith A P
Bedell	Coutant	Hubbs	Parker	Steele
Beihilf	Dale	La Fetra	Patton	Stevens
Burnett	Ellis	Malloy	Phillips	Thompson G F
Cadin	Fuller	Mathews T F	Plank	Wagner
Cahn	Hackett	Matthews C R	Prince	Wadsworth
Caughlan	Hartman	McKeown	Reeve	Wolf
Charles E E	Hastings	McManus	Rosenstein	Yale
Charles W B	Hooker	Monroe	Schoeneck	

Mr. Thonet moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1964) entitled "An act to amend the Stock Corporations Law in relation to the sale of franchises and property of corporations in towns, villages and cities of the third class" (Int. No. 1157), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79
NOES 31

Those who voted in the affirmative were:

Allen F E	Coutant	Knapp	Perry	Smith R H
Allen J G	Dale	Leggett	Phillips	Standart
Anderson	Dodd	Maier	Plank	Steele
Bedell	Dowling	Malloy	Platt	Tenjost

Beebe	Evans	Mathews T F	Prentice	Thompson J A
Beihilf	Fitzsimons	Matthews C R	Prince	Thonet
Bird	Freidel	McKeown	Reeve	Waddell
Bisland	Gates	McManus	Reilly	Wemple
Brooks	Grattan	Merritt	Rigby	Whitney G H
Burns	Hammond	Miller	Rogers	Wiegand
Burzynski	Hapeman	Monroe	Santee	Wilson
Cadin	Hartman	Murphy	Schoeneck	Wolf
Cahn	Hastings	Newton	Shuttleworth	Wood F C
Carrier	Hornidge	Ogden	Smith A E	Yale
Coon	Hubbs	Patton	Smith J E	Young
Cotton	Hurd	Pendry	Smith J T	

Those who voted in the negative were:

Bass	Fuller	La Fetra	Pratt	Smith A P
Becker	Gardner	La Rue	Rosenstein	Stanley
Charles E E	Grady	Machacek	Salomon	Tompkins
Charles W B	Hackett	Moreland	Shanahan	Wagner
Donovan	Hooker	O'Neill	Sherry	Wainwright
Evans	Kavanaugh	Palmer	Slocum	Whitney F G
Fish				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker in the chair.

The bill (No. 2088) entitled "An act to amend the Agricultural Law, relative to baking powder" (Int. No. 918), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 93
NOES 16

Those who voted in the affirmative were:

Allen F E	Dale	Kavanaugh	Patton	Steele
Anderson	Dowling	Knapp	Pendry	Sullivan
Bedell	Evans	La Rue	Perry	Tenjost
Beebe	Fish	Leggett	Plank	Thompson G F
Beihilf	Foelker	Maier	Pratt	Thompson J A
Bisland	Foster	Malloy	Prince	Thonet
Brady	Freidel	Mathews T F	Quinn	Waddell
Brooks	Fuller	Matthews C R	Reeve	Wagner
Burnett	Gardner	McKeown	Reilly	Wadsworth
Burzynski	Gates	McManus	Rigby	Wainwright
Cadin	Grady	Merritt	Santee	Whitney F G

Carrier	Grattan	Miller	Schoeneck	Whitney G H
Caughlan	Hammond	Moreland	Scovill	Wilsnack
Coon	Hapeman	Murphy	Shuttleworth	Wilson
Cotton	Hartman	Newton	Slocum	Wood F C
Coutant	Hooker	Nugent	Smith J E	Wood F X
Cowan	Hooper	Ogden	Smith J T	Yale
Cox	Hornidge	O'Neill	Stanley	Young
Cunningham	Hurd	Parker		

Those who voted in the negative were:

Bass	Donovan	La Fetra	Shanahan	Stevens
Becker	Fitzsimons	Phillips	Sherry	Tompkins
Charles E E	Hackett	Rosenstein	Smith A P	Wiegand
Charles W B				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2066) entitled "An act to amend the Compulsory Education Law, regarding the powers and duties of truant officers" (Int. No. 1047), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 2

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith J E
Allen F E	Cunningham	Hornidge	Perry	Smith J T
Allen J G	Dale	Hubbs	Phillips	Standart
Anderson	Dodd	Hurd	Plank	Stanley
Bass	Donovan	Kavanaugh	Platt	Steele
Becker	Ellis	Knapp	Pratt	Sullivan
Bedell	Etzel	La Rue	Prentice	Thompson G F
Beebe	Evans	Lewis	Prince	Thompson J A
Bird	Everett	Machacek	Quinn	Thonet
Bisland	Fitzsimons	Maier	Reeve	Waddell
Brady	Foster	Mathews T F	Reilly	Wade
Brooks	Francisco	Matthews C R	Rigby	Wagner
Burnett	Freidel	McKeown	Rogers	Wadsworth
Burns	Fuller	McManus	Rosenstein	Wainwright
Byrne	Gardner	Mead	Salomon	West
Cadin	Grady	Miller	Santee	Wemple
Cahn	Grattan	Monroe	Schoeneck	Whitney F G
Callahan	Gray	Moreland	Scovill	Wiegand
Caughlan	Gurnett	Murphy	Shanahan	Wilsnack
Charles E E	Hackett	Newton	Sheehy	Wilson
Charles W B	Hammond	Ogden	Sherry	Wolf

Cooke	Hanford	O'Neill	Shuttleworth	Wood F C
Coon	Hapeman	Palmer	Slocum	Yale
Cotton	Hartman	Parker	Smith A P	Young
Cowan	Hooker	Patton		

Those who voted in the negative were:

Fish	Sammon

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2034) entitled "An act to amend the Code of Civil Procedure in relation to certified public accounts" (Int. No. 1114), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 1

Those who voted in the affirmative were:

Agnew	Dale	Hurd	Platt	Stevens
Allen J G	Dodd	Knapp	Prentice	Sullivan
Anderson	Dowling	La Fetra	Prince	Tenjost
Bass	Ellis	Leggett	Quinn	Thompson G F
Becker	Etzel	Lewis	Reeve	Thompson J A
Beebe	Evans	Machacek	Reilly	Thonet
Beihilf	Everett	Maier	Rogers	Tompkins
Bird	Fitzsimons	Mathews T F	Rosenstein	Waddell
Brady	Foelker	Matthews C R	Salomon	Wade
Brooks	Foster	McKeown	Sammon	Wagner
Burnett	Francisco	McManus	Santee	Wadsworth
Burns	Fuller	Merritt	Schoeneck	Wainwright
Byrne	Gates	Monroe	Scovill	Wedemeyer
Cadin	Grady	Moreland	Sheehy	West
Callahan	Grattan	Newton	Sheldon	Whitney F G
Carrier	Gurnett	Nugent	Sherry	Whitney G H
Caughlan	Hackett	O'Neill	Slocum	Wiegand
Charles E E	Hammond	Palmer	Smith A P	Wilsnack
Cooke	Hapeman	Parker	Smith A E	Wilson
Coon	Hartman	Patton	Smith J E	Wolf
Cotton	Hastings	Pendry	Smith J T	Wood F C
Coutant	Hooker	Perry	Smith R H	Wood F X
Cowan	Hornidge	Phillips	Standart	Yale
Cunningham	Hubbs	Plank	Steele	Young

In the negative:

Fish

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2070) entitled "An act to amend the Banking Law, relative to loans upon the second or divided mortgage plan" (Int. No. 479), having been announced for third reading,

Mr. T. F. Mathews moved that said bill be recommitted to the committee on banks, with instructions to report the same forthwith amended as follows:

Page 4, line 22, strike out the word "sixty" and insert after the word "exceeds" the word "seventy-five."

Page 5, line 7, after the word "least" omit the brackets, and on line 8, after the word "five" omit the bracket, and strike out the word "ten."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. T. Smith, from the committee on banks, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 779, Assembly reprint No. 1869) entitled "An act extending the powers of the trustees of the Thousand Island Park Association, and to regulate and control the construction and repair of sidewalks upon the roads, streets and avenues of said association" (Rec. No. 1869), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	Palmer	Smith J T
Allen F E	Coutant	Hartman	Parker	Standart
Allen J G	Cowan	Hastings	Patton	Stanley
Anderson	Cox	Hooker	Pendry	Steele

Apgar	Dale	Hooper	Perry	Sullivan
Bass	Dodd	Hornidge	Phillips	Tenjost
Becker	Donovan	Hurd	Plank	Thompson G F
Bedell	Dowling	Kavanaugh	Pratt	Thonet
Beebe	Etzel	Knapp	Prentice	Tompkins
Beihilf	Evans	La Fetra	Quinn	Waddell
Bird	Everett	La Rue	Reeve	Wagner
Bisland	Fish	Leggett	Reilly	Wadsworth
Brady	Fitzsimons	Lewis	Rigby	Wainwright
Brooks	Foelker	Maier	Rogers	West
Burnett	Foster	Malloy	Salomon	Wemple
Burzynski	Francisco	Mathews T F	Sammon	Whitney F G
Byrne	Fuller	Matthews C R	Schoeneek	Whitney G H
Cadin	Gardner	McKeown	Scovill	Wiegand
Cahn	Gates	McManus	Shanahan	Wilsnack
Callahan	Grady	Merritt	Sheehy	Wilson
Carrier	Grattan	Monroe	Sheldon	Wolf
Caughlan	Gray	Moreland	Sherry	Wood F C
Charles E E	Gurnett	Newton	Slocum	Wood F X
Charles W B	Hackett	Nugent	Smith A E	Yale
Coon	Hammond	O'Neill	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2089) entitled "An act to confer on the Court of Claims jurisdiction to hear, audit and determine the claims of the personal representatives of William J. Smith for damages resulting from the death of said William J. Smith by the negligence of the State of New York through its servants and employees" (Int. No. 224), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Parker	Smith R H
Allen F E	Cunningham	Hooker	Patton	Stanley
Allen J G	Dodd	Hornidge	Pendry	Stevens
Anderson	Donovan	Hubbs	Perry	Stevens
Apgar	Dowling	Kavanaugh	Phillips	Tenjost
Bass	Ellis	Knapp	Plank	Thompson G F
Becker	Etzel	La Fetra	Pratt	Thompson J A

Bedell	Evans	La Rue	Prentice	Thonet
Beebe	Everett	Leggett	Prince	Tompkins
Beihilf	Fish	Machacek	Quinn	Waddell
Bird	Fitzsimons	Maier	Reeve	Wade
Bisland	Foelker	Malloy	Reilly	Wagner
Brady	Foster	Mathews T F	Rigby	Wadsworth
Brooks	Francisco	Matthews C R	Rogers	Wainwright
Burnett	Freidel	McKeown	Salomon	West
Burns	Fuller	McManus	Sammon	Wemple
Byrne	Gardner	Mead	Schoeneck	Whitney F G
Cadin	Gates	Merritt	Scovill	Whitney G H
Cahn	Grady	Monroe	Shanahan	Wiegand
Carrier	Grattan	Moreland	Sheehy	Wilsnack
Caughlan	Gray	Murphy	Sherry	Wilson
Charles E E	Gurnett	Newton	Shuttleworth	Wolf
Cooke	Hackett	Nugent	Slocum	Wood F C
Coon	Hammond	Ogden	Smith A E	Wood F X
Cotton	Hanford	O'Neill	Smith J E	Yale
Coutant	Hapeman	Palmer	Smith J T	Young
Cowan	Hartman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2072) entitled "An act to amend chapter 818 of the Laws of 1868 entitled 'An act to incorporate the village of Port Chester'" (Int. No. 1275), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Pendry	Smith J T
Allen F E	Cox	Hooker	Perry	Smith R H
Allen J G	Cunningham	Hooper	Phillips	Standart
Apgar	Dale	Hornidge	Plank	Stanley
Bass	Dodd	Hurd	Platt	Steele
Becker	Dowling	Kavanaugh	Pratt	Stevens
Bedell	Ellis	Knapp	Prentice	Tenjost
Beebe	Etzel	La Fetra	Prince	Thompson G F
Beihilf	Everett	Leggett	Quinn	Thompson J A
Bird	Fish	Lewis	Reeve	Thonet
Brady	Fitzsimons	Machacek	Reilly	Waddell
Brooks	Foelker	Malloy	Rigby	Wade
Burnett	Foster	Mathews T F	Rogers	Wagner
Burns	Freidel	Matthews C R	Rosenstein	Wainwright
Burzynski	Fuller	McKeown	Sammon	Wedemeyer
Byrne	Gardner	McManus	Santee	West
Cadin	Gates	Mead	Schoeneck	Whitney F G

Cahn	Grady	Miller	Scovill	Whitney G H
Callahan	Grattan	Monroe	Shanahan	Wiegand
Caughlan	Gray	Murphy	Sheehy	Wilson
Charles E E	Gurnett	Newton	Sheldon	Wolf
Charles W B	Hackett	Ogden	Sherry	Wood F C
Cooke	Hammond	O'Neill	Slocum	Wood F X
Coon	Hanford	Palmer	Smith A P	Yale
Cotton	Hapeman	Parker	Smith A E	Young
Coutant	Hartman	Patton	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2092) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' relative to assessments" (Int. No. 1253), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hanford	Palmer	Smith J E
Allen F E	Cowan	Hapeman	Parker	Smith J T
Allen J G	Cox	Hartman	Patton	Smith R H
Apgar	Cunningham	Hastings	Pendry	Standart
Bass	Dale	Hooker	Perry	Stanley
Becker	Dodd	Hooper	Plank	Steele
Bedell	Donovan	Hornidge	Platt	Stevens
Beebe	Dowling	Hubbs	Pratt	Sullivan
Beihilf	Ellis	Kavanaugh	Prentice	Tenjost
Bird	Etzel	Knapp	Prince	Thompson G F
Bisland	Evans	La Fetra	Quinn	Thompson J A
Brady	Everett	La Rue	Reeve	Tompkins
Brooks	Fish	Leggett	Reilly	Waddell
Burnett	Fitzsimons	Machacek	Rigby	Wade
Burns	Foelker	Malloy	Rogers	Wagner
Burzynski	Foster	Mathews T F	Rosenstein	Wadsworth
Byrne	Francisco	Matthews C R	Salomon	Wainwright
Cadin	Freidel	McKeown	Santee	Wedemeyer
Cahn	Fuller	McManus	Schoeneck	West
Callahan	Gardner	Mead	Scovill	Whitney F G
Carrier	Gates	Miller	Shanahan	Wiegand
Caughlan	Grady	Monroe	Sheehy	Wilsnack
Charles E E	Grattan	Moreland	Sheldon	Wilson
Charles W B	Gray	Murphy	Sherry	Wood F C
Cooke	Gurnett	Newton	Shuttleworth	Wood F X
Coon	Hackett	Nugent	Slocum	Yale
Cotton	Hammond	Ogden	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2062) entitled "An act to amend the Banking Law, prohibiting the use of the word 'savings,' except by savings banks and building and loan associations" (Int. No. 597), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 4

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith R H
Allen F E	Cox	Hooker	Patton	Standart
Allen J G	Cunningham	Hooper	Pendry	Stanley
Anderson	Dale	Hornidge	Perry	Steele
Apgar	Donovan	Hubbs	Plank	Stevens
Bass	Dowling	Hurd	Platt	Sullivan
Becker	Ellis	Kavanaugh	Pratt	Thompson G F
Bedell	Etzel	Knapp	Prentice	Thompson J A
Beebe	Evans	La Fetra	Prince	Thonet
Beihilf	Everett	La Rue	Quinn	Tompkins
Bird	Fish	Leggett	Reeve	Wade
Brady	Fitzsimons	Lewis	Reilly	Wagner
Brooks	Foster	Machacek	Rigby	Wadsworth
Burnett	Francisco	Maier	Rogers	Wedemeyer
Burns	Freidel	Malloy	Rosenstein	West
Burzynski	Fuller	Mathews T F	Salomon	Wemple
Byrne	Gardner	Matthews C R	Santee	Whitney F G
Cadin	Gates	McKeown	Schoeneck	Whitney G H
Cahn	Grady	McManus	Shanahan	Wiegand
Callahan	Grattan	Mead	Sheehy	Wilsnack
Carrier	Gray	Merritt	Sheldon	Wilson
Caughlan	Gurnett	Miller	Sherry	Wolf
Charles W B	Hackett	Moreland	Slocum	Wood F C
Cooke	Hammond	Murphy	Smith A P	Wood F X
Coon	Hanford	Newton	Smith A E	Yale
Cotton	Hapeman	Nugent	Smith J E	Young
Coutant	Hartman	O'Neill	Smith J T	

Those who voted in the negative were:

Charles E E	Palmer	Phillips	Wainwright

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2071) entitled "An act to amend the Highway Law, in relation to private roads, and to repeal certain parts thereof" (Int. No. 1330), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Pendry	Smith R H
Allen F E	Cunningham	Hooker	Perry	Stanley
Allen J G	Dale	Hooper	Phillips	Steele
Anderson	Dodd	Hubbs	Plank	Stevens
Apgar	Donovan	Hurd	Platt	Sullivan
Bass	Dowling	Kavanaugh	Pratt	Tenjost
Becker	Ellis	Knapp	Prentice	Thompson G F
Bedell	Evans	La Fetra	Prince	Thompson J A
Beebe	Everett	La Rue	Quinn	Thonet
Bird	Fish	Leggett	Reeve	Waddell
Bisland	Fitzsimons	Machacek	Rigby	Wade
Brady	Foelker	Maier	Rogers	Wagner
Brooks	Foster	Malloy	Rosenstein	Wadsworth
Burnett	Francisco	Mathews T F	Salomon	Wainwright
Burns	Freidel	Matthews C R	Sammon	Wedemeyer
Burzynski	Fuller	McKeown	Santee	West
Byrne	Gardner	McManus	Schoeneck	Wemple
Cadin	Gates	Mead	Scovill	Whitney F G
Cahn	Grady	Merritt	Shanahan	Whitney G H
Carrier	Grattan	Monroe	Sheehy	Wiegand
Caughlan	Gray	Moreland	Sheldon	Wilsnack
Charles E E	Gurnett	Murphy	Sherry	Wilson
Charles W B	Hackett	Newton	Shuttleworth	Wolf
Cooke	Hammond	Ogden	Slocum	Wood F C
Coon	Hanford	O'Neill	Smith A P	Wood F X
Cotton	Hapeman	Parker	Smith J E	Yale
Coutant	Hartman	Patton	Smith J T	Young

In the negative:

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2064) entitled "An act to amend chapter 673 of the Laws of 1904, entitled 'An act to provide for the erection of a suitable monument to commemorate the services of the Fifth

Regiment, New York State Volunteer Infantry (Duryea's Zouaves), who were engaged in the battle of Second Bull Run or Manassas Plains, Va., and making an appropriation therefor,' relative to the apportionment of commissioners to procure a site and defining their powers and duties" (Int. No. 1346), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	O'Neill	Smith A P
Allen F E	Cowan	Hartman	Palmer	Smith J E
Allen J G	Cox	Hastings	Parker	Smith J T
Anderson	Cunningham	Hooper	Patton	Smith R H
Apgar	Dale	Hornidge	Pendry	Stanley
Bass	Dodd	Hubbs	Perry	Steele
Becker	Donovan	Hurd	Phillips	Stevens
Bedell	Dowling	Kavanaugh	Plank	Tenjost
Beebe	Ellis	Knapp	Platt	Thompson G F
Beihilf	Etzel	La Fetra	Pratt	Thompson J A
Bird	Evans	La Rue	Prentice	Tompkins
Bisland	Everett	Leggett	Prince	Waddell
Brady	Fish	Lewis	Reeve	Wade
Brooks	Fitzsimons	Machacek	Reilly	Wagner
Burnett	Foelker	Maier	Rigby	Wainwright
Burns	Foster	Malloy	Rogers	Wedemeyer
Burzynski	Francisco	Mathews T F	Rosenstein	West
Byrne	Freidel	Matthews C R	Salomon	Wemple
Cadin	Fuller	McKeown	Sammon	Whitney F G
Cahn	Gardner	McManus	Santee	Whitney G H
Callahan	Gates	Mead	Schoeneck	Wiegand
Carrier	Grady	Merritt	Scovill	Wilsnack
Caughlan	Grattan	Miller	Shanahan	Wilson
Charles E E	Gray	Moreland	Sheehy	Wolf
Charles W B	Gurnett	Murphy	Sheldon	Wood F C
Cooke	Hackett	Newton	Sherry	Wood F X
Coon	Hammond	Nugent	Shuttleworth	Yale
Cotton	Hanford	Ogden	Slocum	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2091) entitled "An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicy-

cles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' in relation to the appointment of sidepath police" (Int. No. 1172), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hubbs	Pendry	Smith J T
Allen F E	Dale	Hurd	Perry	Smith R H
Allen J G	Dodd	Kavanaugh	Phillips	Stanley
Anderson	Donovan	Knapp	Plank	Steele
Apgar	Dowling	La Fetra	Platt	Sullivan
Bass	Ellis	La Rue	Pratt	Tenjost
Becker	Etzel	Leggett	Prentice	Thompson G F
Bedell	Evans	Lewis	Prince	Thompson J A
Beihilf	Everett	Machacek	Ogden	Thonet
Bird	Fish	Maier	Reeve	Tompkins
Bisland	Fitzsimons	Malloy	Reilly	Waddell
Brady	Foelker	Mathews T F	Rigby	Wagner
Brooks	Francisco	Matthews C R	Rogers	Wadsworth
Burnett	Freidel	McKeown	Rosenstein	Wainwright
Burzynski	Fuller	McManus	Sammon	Wedemeyer
Byrne	Gardner	Mead	Santee	West
Cadin	Grady	Merritt	Schoeneck	Wemple
Cahn	Grattan	Miller	Scovill	Whitney F G
Carrier	Gray	Moreland	Shanahan	Whitney G H
Caughlan	Gurnett	Murphy	Sheehy	Wiegand
Charles W B	Hammond	Newton	Sheldon	Wilson
Cooke	Hanford	Ogden	Sherry	Wolf
Coon	Hapeman	O'Neill	Slocum	Wood F X
Cotton	Hastings	Palmer	Smith A P	Yale
Cowan	Hooker	Parker	Smith A E	Young
Cox	Hooper	Patton	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2090) entitled "An act to encourage the formation of companies to supply Pasteurized or clarified milk and cream and pure dairy products and to exempt the same from the provisions of sections 1 and 2 of chapter 290 of the Laws of 1899, and

section 7 of the Stock Corporations Law" (Int. No. 1022), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1134) entitled "An act to regulate the use of streets, avenues and public places in the city of New York, in the borough of Manhattan, by steam railroads operated at grade" (Int. No. 283), having been announced for a third reading,

On motion of Mr. Stanley, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The Senate bill (No. 581) entitled "An act to amend article 7 of title 3, chapter 18 of the Code of Civil Procedure, relating to the authentication of wills admitted to probate in other States, and of letters testamentary and of administration granted in other States, so as to entitle the same to be recorded in this State" (Rec. No. 158), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith R H
Allen F E	Cox	Hooker	Pendry	Standart
Allen J G	Cunningham	Hooper	Perry	Stanley
Anderson	Dale	Hornidge	Phillips	Steele
Apgar	Dodd	Hubbs	Plank	Stevens
Bass	Donovan	Hurd	Platt	Tenjost
Becker	Dowling	Kavanaugh	Pratt	Thompson G F
Bedell	Ellis	Knapp	Prentice	Thompson J A
Beebe	Etzel	La Fetra	Prince	Thonet
Beihilf	Evans	La Rue	Quinn	Tompkins
Bird	Everett	Leggett	Reeve	Waddell
Bisland	Fish	Lewis	Reilly	Wade
Brady	Foelker	Machacek	Rigby	Wagner
Brooks	Foster	Malloy	Rogers	Wadsworth

Burnett	Francisco	Mathews T F	Rosenstein	Wainwright
Burns	Freidel	Matthews C R	Salomon	Wedemeyer
Burzynski	Fuller	McKeown	Sammon	West
Byrne	Gardner	McManus	Santee	Wemple
Cadin	Gates	Merritt	Schoeneck	Whitney F G
Cahn	Grady	Miller	Scovill	Whitney G H
Callahan	Grattan	Moreland	Shanahan	Wiegand
Carrier	Gray	Murphy	Sheehy	Wilsnack
Caughlan	Gurnett	Newton	Sherry	Wolf
Charles E E	Hackett	Nugent	Shuttleworth	Wood F C
Charles W B	Hammond	Ogden	Slocum	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hapeman	Palmer	Smith J E	Young
Coutant	Hartman	Parker	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1185) entitled "An act to amend chapter 435 of the Laws of 1875, entitled 'An act to consolidate the Albany City Dispensary with the Albany City Homœopathic Hospital,' to enlarge the power of the hospital to take and hold property" (Rec. No. 330), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Patton	Smith R H
Allen F E	Dale	Hooper	Pendry	Standart
Allen J G	Dodd	Hornidge	Perry	Steele
Anderson	Donovan	Hubbs	Phillips	Stevens
Bass	Dowling	Hurd	Platt	Sullivan
Becker	Ellis	Kavanaugh	Pratt	Tenjost
Bedell	Etzel	Knapp	Prentice	Thompson G F
Beebe	Evans	La Fetra	Prince	Thompson J A
Beihilf	Everett	La Rue	Quinn	Thonet
Bird	Fish	Leggett	Reeve	Waddell
Bisland	Fitzsimons	Lewis	Reilly	Wade
Brady	Foelker	Machacek	Rigby	Wagner
Brooks	Foster	Maier	Rogers	Wadsworth
Burnett	Francisco	Malloy	Rosenstein	Wainwright
Burns	Freidel	Mathews T F	Salomon	Wedemeyer
Burzynski	Fuller	Matthews C R	Santee	West
Byrne	Gardner	McKeown	Schoeneck	Wemple
Cahn	Gates	McManus	Scovill	Whitney F G

Carrier	Grady	Mead	Shanahan	Whitney G H
Callahan	Grattan	Miller	Sheehy	Wiegand
Caughlan	Gray	Monroe	Sheldon	Wilsnack
Charles E E	Gurnett	Moreland	Sherry	Wilson
Charles W B	Hackett	Murphy	Shuttleworth	Wolf
Cooke	Hammond	Newton	Slocum	Wood F C
Coon	Hanford	Nugent	Smith A E	Wood F X
Cotton	Hapeman	O'Neill	Smith J E	Yale
Coutant	Hartman	Palmer	Smith J T	Young
Cowan	Hastings	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1033) entitled "An act to release to Walter Miller and Mary J. Miller, his wife, all the right, title and interest of the people of the State of New York in and to certain real estate" (Rec. No. 801), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Palmer	Smith A E
Allen F E	Cunningham	Hooker	Parker	Smith J E
Allen J G	Dodd	Hooper	Patton	Smith R H
Anderson	Donovan	Hornidge	Pendry	Standart
Apgar	Dowling	Hubbs	Perry	Stanley
Bass	Ellis	Hurd	Plank	Steele
Becker	Etzel	Kavanaugh	Platt	Stevens
Bedell	Evans	Knapp	Pratt	Sullivan
Beebe	Everett	La Fetra	Prentice	Tenjost
Beihilf	Fish	Leggett	Prince	Thompson G F
Bisland	Fitzsimons	Lewis	Quinn	Thonet
Brady	Foelker	Machacek	Reeve	Tompkins
Brooks	Foster	Maier	Reilly	Waddell
Burnett	Francisco	Malloy	Rigby	Wade
Burns	Freidel	Mathews T F	Rogers	Wadsworth
Burzynski	Fuller	Matthews C R	Rosenstein	Wainwright
Cadin	Gardner	McKeown	Salomon	West
Cahn	Gates	McManus	Sammon	Wemple
Callahan	Grady	Mead	Santee	Whitney F G
Carrier	Grattan	Merritt	Schoeneck	Whitney G H
Caughlan	Gray	Miller	Scovill	Wiegand
Charles E E	Gurnett	Monroe	Shanahan	Wilsnack
Charles W B	Hackett	Moreland	Sheehy	Wilson
Cooke	Hammond	Murphy	Sheldon	Wood F C
Cotton	Hanford	Newton	Sherry	Wood F X
Coutant	Hapeman	Ogden	Slocum	Yale
Cowan	Hartman	O'Neill	Smith A P	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 925) entitled "An act to amend the State Printing Law in relation to qualifications of contractors" (Rec. No. 312), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1034) entitled "An act to amend section 62 of the Public Lands Law, relating to releases of escheated lands by the commissioners of the land office" (Rec. No. 250), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Perry	Smith R H
Allen F E	Dodd	Hornidge	Plank	Stanley
Allen J G	Donovan	Hurd	Platt	Steele
Anderson	Ellis	Kavanaugh	Pratt	Stevens
Bass	Etzel	La Fetra	Prentice	Tenjost
Becker	Evans	La Rue	Prince	Thompson G F
Bedell	Fish	Lewis	Quinn	Thompson J A
Beihilf	Foelker	Machacek	Reeve	Tompkins
Bird	Foster	Malloy	Reilly	Waddell
Bisland	Francisco	Mathews T F	Rigby	Wade
Brooks	Freidel	Matthews C R	Rogers	Wadsworth
Burnett	Fuller	McKeown	Salomon	Wainwright
Burns	Gardner	McManus	Sammon	Wedemeyer
Byrne	Gates	Merritt	Santee	Wemple
Cadin	Grattan	Miller	Schoeneck	Whitney F G
Cahn	Gray	Moreland	Scovill	Whitney G H
Carrier	Gurnett	Murphy	Sheehy	Wiegand
Caughlan	Hammond	Nugent	Sheldon	Wilsnack
Charles E E	Hanford	O'Neill	Shuttleworth	Wilson
Cooke	Hapeman	Palmer	Slocum	Wood F C
Coon	Hartman	Parker	Smith A P	Wood F X
Cotton	Hastings	Patton	Smith J E	Yale
Cowan	Hooker	Pendry	Smith J T	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 995) entitled "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations constituting chapter 43 of the general laws,' in respect to Christian associations, as amended by chapter 541 of the Laws of 1900, and by chapter 469 of the Laws of 1901" (Rec. No. 225), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 106
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	La Rue	Perry	Smith J T
Allen F E	Dale	Leggett	Phillips	Smith R H
Allen J G	Dodd	Machacek	Plank	Standart
Anderson	Dowling	Maier	Platt	Stanley
Apgar	Ellis	Mathews T F	Pratt	Stevens
Bass	Evans	Matthews C R	Prentice	Sullivan
Becker	Fish	McKeown	Prince	Tenjost
Beebe	Foelker	McManus	Quinn	Thompson J A
Beihilf	Francisco	Mead	Reeve	Thonet
Bird	Fuller	Merritt	Rigby	Waddell
Bisland	Gates	Miller	Rogers	Wagner
Brooks	Grattan	Monroe	Rosenstein	Wadsworth
Burns	Gurnett	Moreland	Salomon	Wainwright
Burzynski	Hammond	Murphy	Santee	West
Cadin	Hapeman	Newton	Scovill	Whitney F G
Cahn	Hastings	Ogden	Shanahan	Whitney G H
Carrier	Hooker	O'Neill	Sheldon	Wilsnack
Charles E E	Hornidge	Palmer	Sherry	Wolf
Charles W B	Hubbs	Parker	Slocum	Wood F C
Coon	Kavanaugh	Patton	Smith A P	Yale
Cotton	Knapp	Pendry	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 759) entitled "An act to amend the State Charities Law in relation to the State Custodial Asylum for

Feeble-Minded Women at Newark" (Rec. No. 136), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Knapp	Plank	Standart
Allen F E	Donovan	La Fetra	Platt	Stanley
Allen J G	Dowling	Leggett	Pratt	Steele
Anderson	Etzel	Lewis	Prince	Stevens
Apgar	Everett	Machacek	Quinn	Sullivan
Becker	Fish	Malloy	Reeve	Thompson G F
Bedell	Foelker	Mathews T F	Reilly	Thompson J A
Beebe	Francisco	Matthews C R	Rigby	Thonet
Bird	Freidel	McKeown	Rogers	Waddell
Bisland	Gardner	McManus	Rosenstein	Wade
Brady	Gates	Mead	Salomon	Wagner
Burnett	Grady	Miller	Santee	Wainwright
Burns	Grattan	Monroe	Schoeneck	Wedemeyer
Byrne	Gurnett	Moreland	Scovill	West
Cadin	Hackett	Murphy	Shanahan	Wemple
Callahan	Hanford	Nugent	Sheehy	Whitney G H
Carrier	Hartman	Ogden	Sherry	Wiegand
Caughlan	Hastings	O'Neill	Shuttleworth	Wilson
Charles W B	Hooker	Parker	Slocum	Wolf
Coon	Hornidge	Patton	Smith A E	Wood F C
Cotton	Hubbs	Pendry	Smith J E	Yale
Cowan	Kavanaugh	Perry	Smith J T	Young
Cunningham				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 652) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Rec. No. 124), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 515) entitled "An act to amend the Code of Civil Procedure, in relation to proceedings for the condemnation

of real property" (Rec. No. 118), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Patton	Standart
Allen F E	Dale	Hubbs	Pendry	Steele
Allen J G	Dodd	Kavanaugh	Perry	Stevens
Apgar	Donovan	Knapp	Phillips	Sullivan
Bass	Ellis	La Fetra	Platt	Thompson G F
Bedell	Etzel	La Rue	Pratt	Thompson J A
Beebe	Evans	Leggett	Prentice	Tompkins
Beihilf	Fish	Machacek	Prince	Waddell
Bisland	Fitzsimons	Maier	Quinn	Wagner
Brady	Foelker	Malloy	Reeve	Wadsworth
Burnett	Foster	Mathews T F	Rigby	Wainwright
Burns	Francisco	Matthews C R	Rogers	Wedemeyer
Burzynski	Freidel	McKeown	Rosenstein	Wemple
Cadin	Fuller	McManus	Salomon	Whitney F G
Cahn	Gates	Mead	Santee	Whitney G H
Callahan	Grady	Merritt	Scovill	Wiegand
Carrier	Grattan	Monroe	Shanahan	Wilsnack
Caughlan	Gray	Moreland	Sheldon	Wilson
Charles W B	Gurnett	Newton	Shuttleworth	Wolf
Cooke	Hackett	Nugent	Slocum	Wood F C
Coon	Hanford	Ogden	Smith A E	Wood F X
Cotton	Hapeman	O'Neill	Smith J T	Yale
Coutant	Hartman	Parker	Smith R H	Young
Cox	Hooker			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 14) entitled "An act to amend sections 481 and 500 of the Code of Civil Procedure, relating to the contents of a complaint and answer" (Rec. No. 127), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1131) entitled "An act to amend chapter 614 of the Laws of 1887 relating to the police pension fund of the city of Rochester" (Rec. No. 320), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hornidge	Pendry	Smith R H
Allen F E	Cunningham	Hubbs	Perry	Standart
Allen J G	Dale	Kavanaugh	Phillips	Stanley
Anderson	Donovan	La Fetra	Platt	Steele
Apgar	Dowling	La Rue	Pratt	Sullivan
Bass	Ellis	Leggett	Prentice	Tenjost
Becker	Etzel	Lewis	Prince	Thompson G F
Bedell	Evans	Maier	Quinn	Thonet
Beebe	Fish	Malloy	Reeve	Tompkins
Bird	Fitzsimons	Mathews T F	Rigby	Waddell
Bisland	Foelker	Matthews C R	Rogers	Wagner
Brooks	Francisco	McKeown	Rosenstein	Wadsworth
Burnett	Freidel	McManus	Sammon	Wainwright
Burns	Fuller	Merritt	Santee	West
Burzynski	Gardner	Miller	Schoeneck	Wemple
Byrne	Grady	Monroe	Scovill	Whitney F G
Cahn	Grattan	Murphy	Shanahan	Whitney G H
Callahan	Gurnett	Newton	Sheldon	Wiegand
Caughlan	Hackett	Nugent	Sherry	Wilson
Charles W B	Hammond	Ogden	Shuttleworth	Wolf
Cooke	Hapeman	O'Neill	Slocum	Wood F X
Coon	Hartman	Palmer	Smith A P	Yale
Cotton	Hastings	Parker	Smith A E	Young
Coutant	Hooper	Patton	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1132) entitled "An act to amend chapter 524 of the Laws of 1894, entitled 'An act to establish a pension fund for the paid fire department of the city of Rochester" (Rec. No. 323), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Leggett	Pratt	Steele
Allen F E	Donovan	Lewis	Prentice	Stevens
Allen J G	Ellis	Machacek	Prince	Sullivan
Anderson	Evans	Maier	Quinn	Tenjost
Bass	Fish	Mathews T F	Reeve	Thompson G F
Becker	Foelker	Matthews C R	Reilly	Thonet
Bedell	Francisco	McKeown	Rigby	Tompkins
Beihilf	Freidel	McManus	Rogers	Waddell
Bird	Gardner	Mead	Salomon	Wade
Bisland	Grady	Merritt	Sammon	Wagner
Brady	Gray	Miller	Santee	Wadsworth
Burnett	Gurnett	Monroe	Schoeneck	Wedemeyer
Burns	Hammond	Murphy	Scovill	West
Burzynski	Hanford	Newton	Shanahan	Whitney F G
Cadin	Hapeman	Nugent	Sheehy	Whitney G H
Cahn	Hastings	O'Neill	Sheldon	Wiegand
Callahan	Hooker	Palmer	Shuttleworth	Wilsnack
Caughlan	Hooper	Parker	Slocum	Wilson
Charles E E	Hornidge	Patton	Smith A P	Wolf
Charles W B	Hurd	Pendry	Smith A E	Wood F C
Coon	Kavanaugh	Phillips	Smith J T	Wood F X
Coutant	Knapp	Plank	Smith R H	Yale
Cowan	La Rue	Platt	Standart	Young
Cunningham				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1084) entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn, and the several acts amendatory thereof'" (Rec. No. 279), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 112
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Knapp	Phillips	Stanley
Allen F E	Dale	La Fetra	Plank	Steele
Allen J G	Dodd	Leggett	Pratt	Stevens
Anderson	Dowling	Lewis	Prentice	Tenjost
Bass	Ellis	Machacek	Prince	Thompson G F
Becker	Evans	Maier	Quinn	Thompson J A
Bedell	Everett	Malloy	Reilly	Thonet
Beebe	Fitzsimons	Mathews T F	Rigby	Waddell
Beihilf	Foster	Matthews C R	Rosenstein	Wade
Bird	Francisco	McKeown	Salomon	Wagner
Brady	Fuller	McManus	Sammon	Wainwright
Brooks	Gardner	Mead	Santee	Wedemeyer
Burns	Grady	Merritt	Scovill	West
Burzynski	Grattan	Monroe	Shanahan	Wemple
Byrne	Gray	Moreland	Sheldon	Whitney F G
Cahn	Hackett	Newton	Sherry	Whitney G H
Callahan	Hammond	Nugent	Slocum	Wilsnack
Caughlan	Hapeman	O'Neill	Smith A P	Wilson
Charles E E	Hartman	Palmer	Smith A E	Wood F C
Cooke	Hooker	Parker	Smith J E	Wood F X
Coon	Hornidge	Patton	Smith J T	Yale
Cotton	Hubbs	Pendry	Standart	Young
Cowan	Hurd			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1062) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the position of storekeeper in the fire department of said city" (Rec. No. 262), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Leggett	Prentice	Stevens
Allen F E	Dodd	Lewis	Prince	Sullivan
Allen J G	Donovan	Maier	Quinn	Tenjost
Anderson	Ellis	Malloy	Reeve	Thompson G F

Apgar	Etzel	Mathews T F	Rigby	Thompson J A
Bass	Everett	Matthews C R	Rogers	Thonet
Becker	Fitzsimons	McKeown	Rosenstein	Tompkins
Bedell	Foelker	McManus	Salomon	Waddell
Beihilf	Foster	Mead	Sammon	Wade
Bird	Freidel	Merritt	Santee	Wagner
Bisland	Fuller	Monroe	Scovill	Wadsworth
Brady	Gardner	Moreland	Shanahan	Wainwright
Brooks	Gates	Murphy	Sheehy	Wedemeyer
Burnett	Grattan	Nugent	Sheldon	West
Burzynski	Gray	Ogden	Sherry	Wemple
Byrne	Hackett	O'Neill	Shuttleworth	Whitney G H
Cahn	Hammond	Palmer	Slocum	Wiegand
Callahan	Hanford	Parker	Smith A P	Wilsnack
Carrier	Hartman	Patton	Smith J E	Wilson
Charles E E	Hooker	Pendry	Smith J T	Wolf
Charles W B	Hooper	Perry	Smith R H	Wood F C
Coon	Hornidge	Phillips	Standart	Wood F X
Coutant	Hurd	Plank	Stanley	Yale
Cowan	Knapp	Platt	Steele	Young
Cox	La Fetra	Pratt		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1061) entitled "An act to amend section 256 of the Greater New York charter, relating to a first assistant corporation counsel" (Rec. No. 260), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 113
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Patton	Smith J E
Allen F E	Cowan	Hooper	Pendry	Smith R H
Allen J G	Cunningham	Hubbs	Perry	Stanley
Anderson	Dale	Hurd	Phillips	Steele
Apgar	Dodd	Knapp	Platt	Sullivan
Becker	Donovan	La Fetra	Pratt	Thompson G F
Bedell	Dowling	La Rue	Prentice	Thonet
Beebe	Etzel	Lewis	Prince	Tompkins
Beihilf	Evans	Machacek	Reeve	Waddell
Bird	Everett	Malloy	Reilly	Wagner

Brady	Fish	Mathews T F	Rigby	Wadsworth
Brooks	Fitzsimons	Matthews C R	Rogers	Wedemeyer
Burnett	Foster	McKeown	Salomon	West
Burns	Francisco	McManus	Sammon	Wemple
Burzynski	Freidel	Mead	Santee	Whitney F G
Byrne	Fuller	Miller	Scovill	Wiegand
Cahn	Gates	Monroe	Shanahan	Wilsnack
Callahan	Grady	Moreland	Sheehy	Wolf
Carrier	Gray	Murphy	Sheldon	Wood F C
Charles E E	Gurnett	Nugent	Shuttleworth	Wood F X
Charles W B	Hammond	Ogden	Slocum	Yale
Cooke	Hanford	O'Neill	Smith A E	Young
Cotton	Hartman	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1042) entitled "An act to amend the Greater New York charter, relative to the municipal court of the City of New York" (Rec. No. 240), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116
NOES 1

Those who voted in the affirmative were:

Agnew	Ellis	Leggett	Prentice	Steele
Allen J G	Etzel	Lewis	Prince	Stevens
Apgar	Evans	Maier	Quinn	Sullivan
Bass	Fish	Malloy	Reeve	Thonet
Becker	Foelker	Mathews T F	Reilly	Thompson G F
Beebe	Francisco	Matthews C R	Rogers	Thompson J A
Beihilf	Freidel	McKeown	Rosenstein	Thonet
Bird	Fuller	McManus	Salomon	Tompkins
Brady	Gates	Merritt	Sammon	Waddell
Burnett	Grady	Miller	Santee	Wade
Burns	Gray	Monroe	Schoeneck	Wagner
Byrne	Gurnett	Moreland	Scovill	Wadsworth
Cadin	Hammond	Newton	Shanahan	Wainwright
Callahan	Hanford	Nugent	Sheldon	Wedemeyer
Carrier	Hapeman	Ogden	Sherry	Wemple
Charles E E	Hartman	O'Neill	Shuttleworth	Whitney G H
Charles W B	Hooker	Palmer	Slocum	Wiegand

Cooke	Hooper	Patton	Smith A P	Wilsnack
Cotton	Hubbs	Pendry	Smith A E	Wilson
Coutant	Hurd	Perry	Smith J E	Wolf
Cowan	Kavanaugh	Phillips	Smith J T	Wood F C
Cunningham	Knapp	Platt	Standart	Yale
Dale	La Rue	Pratt	Stanley	Young
Dodd				

In the negative:

La Fetra

Mr. Cahn moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Perry	Standart
Allen F E	Cunningham	Hooper	Phillips	Stanley
Allen J G	Dale	Hubbs	Plank	Steele
Anderson	Dodd	Hurd	Platt	Stevens
Apgar	Donovan	Kavanaugh	Pratt	Sullivan
Bass	Dowling	Knapp	Prentice	Tenjost
Bedell	Ellis	La Fetra	Prince	Thompson G F
Beebe	Etzel	La Rue	Quinn	Thompson J A
Beihilf	Evans	Leggett	Reeve	Thonet
Bird	Everett	Lewis	Reilly	Tompkins
Bisland	Fish	Machacek	Rigby	Waddell
Brady	Fitzsimons	Maier	Rogers	Wade
Brooks	Foelker	Malloy	Rosenstein	Wagner
Burnett	Foster	Mathews T F	Salomon	Wadsworth
Burns	Francisco	Matthews C R	Sammon	Wainwright
Burzynski	Freidel	McKeown	Santee	Wedemeyer
Byrne	Fuller	McManus	Schoeneck	West
Cadin	Gardner	Mead	Scovill	Wemple
Cahn	Gates	Miller	Shanahan	Whitney F G
Callahan	Grady	Monroe	Sheldon	Whitney G H
Carrier	Grattan	Murphy	Sherry	Wiegand
Caughlan	Gray	Newton	Shuttleworth	Wilsnack
Charles E E	Gurnett	Nugent	Slocum	Wilson
Charles W B	Hackett	Ogden	Smith A P	Wolf
Cooke	Hammond	O'Neill	Smith A E	Wood F C
Coon	Hanford	Palmer	Smith J E	Wood F X
Cotton	Hapeman	Parker	Smith J T	Yale
Coutant	Hartman	Patton	Smith R H	Young
Cowan	Hastings	Pendry		

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 929) entitled "An act to incorporate the Staten Island Association of Arts and Sciences and to provide for the care and housing of its museum and library by the city of New York" (Rec. No. 252), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 112
NOES 00

Those who voted in the affirmative were:

Agnew	Dowling	Machacek	Platt	Steele
Allen F E	Etzel	Maier	Prentice	Stevens
Allen J G	Evans	Malloy	Prince	Sullivan
Anderson	Fish	Mathews T F	Quinn	Tenjost
Bass	Fitzsimons	Matthews C R	Reilly	Thompson G F
Bedell	Foster	McKeown	Rigby	Thompson J A
Beebe	Freidel	McManus	Rogers	Thonet
Bird	Fuller	Mead	Rosenstein	Tompkins
Bisland	Gates	Merritt	Sammon	Wade
Brooks	Grattan	Miller	Santee	Wagner
Burns	Gray	Moreland	Schoeneck	Wainwright
Byrne	Hackett	Murphy	Shanahan	Wedemeyer
Cadin	Hammond	Newton	Sheehy	Wemple
Callahan	Hanford	Ogden	Sherry	Whitney F G
Carrier	Hartman	O'Neill	Shuttleworth	Whitney G H
Caughlan	Hooker	Palmer	Slocum	Wiegand
Charles W B	Hooper	Parker	Smith A P	Wilson
Cooke	Hubbs	Patton	Smith A E	Wolf
Cotton	Hurd	Pendry	Smith J E	Wood F C
Coutant	Knapp	Perry	Smith J T	Wood F X
Cox	La Fetra	Phillips	Standart	Yale
Dale	Leggett	Plank	Stanley	Young
Dodd	Lewis			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 477) entitled "An act to authorize the comptroller of the city of New York to examine and pay the claim

of the Congregation Chaare Zedek" (Rec. No. 239), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	La Fetra	Platt	Stanley
Allen F E	Dowling	Leggett	Pratt	Steele
Allen J G	Etzel	Lewis	Prentice	Stevens
Apgar	Everett	Machacek	Prince	Sullivan
Bass	Fish	Maier	Quinn	Tenjost
Becker	Foelker	Mathews T F	Reeve	Thompson J A
Beebe	Foster	Matthews C R	Reilly	Thonet
Beihilf	Freidel	McKeown	Rogers	Tompkins
Bisland	Fuller	McManus	Rosenstein	Waddell
Brady	Gardner	Mead	Salomon	Wade
Brooks	Gates	Merritt	Sammon	Wagner
Burnett	Grady	Miller	Schoeneck	Wadsworth
Burzynski	Grattan	Monroe	Scovill	Wedemeyer
Byrne	Gray	Moreland	Shanahan	West
Cahn	Gurnett	Newton	Sheehy	Wemple
Callahan	Hackett	Nugent	Sheldon	Whitney F G
Carrier	Hanford	Ogden	Shuttleworth	Whitney G H
Charles E E	Hapeman	O'Neill	Slocum	Wiegand
Charles W B	Hastings	Palmer	Smith A P	Wilson
Cooke	Hooker	Parker	Smith A E	Wolf
Cotton	Hooper	Patton	Smith J E	Wood F C
Coutant	Hornidge	Pendry	Smith J T	Wood F X
Cowan	Hubbs	Perry	Smith R H	Yale
Cunningham	Kavanaugh	Phillips	Standart	Young
Dale	Knapp	Plank		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 458) entitled "An act to authorize the comptroller of the city of New York to cancel of record certain taxes on exempt lands of St. Ann's Church of Morrisania in the city of New York" (Rec. No. 201), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	La Rue	Platt	Stanley
Allen F E	Dowling	Leggett	Pratt	Stevens
Anderson	Ellis	Machacek	Prentice	Sullivan
Apgar	Evans	Maier	Prince	Tenjost
Bass	Everett	Malloy	Quinn	Thompson G F
Bedell	Fitzsimons	Mathews T F	Reilly	Thompson J A
Beebe	Foelker	Matthews C R	Rigby	Thonet
Bird	Francisco	McKeown	Rogers	Waddell
Bisland	Freidel	McManus	Rosenstein	Wade
Brooks	Gardner	Mead	Salomon	Wagner
Burnett	Gates	Miller	Sammon	Wadsworth
Burns	Grattan	Monroe	Santee	Wainwright
Byrne	Gray	Moreland	Schoeneck	Wedemeyer
Cadin	Hackett	Murphy	Shanahan	West
Callahan	Hammond	Newton	Sheehy	Whitney F G
Carrier	Hanford	Nugent	Sheldon	Whitney G H
Charles E E	Hartman	Ogden	Sherry	Wiegand
Charles W B	Hastings	O'Neill	Shuttleworth	Wilsnack
Cooke	Hooker	Palmer	Slocum	Wilson
Cotton	Hornidge	Parker	Smith A P	Wolf
Coutant	Hubbs	Patton	Smith A E	Wood F C
Cox	Hurd	Pendry	Smith J E	Wood F X
Cunningham	Knapp	Perry	Smith R H	Yale
Dale	La Fetra	Phillips	Standart	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 2005) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the common council and to the nomination and election of members thereof" (Int. No. 1120), having been announced for a third reading,

Mr. Cox moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 6, line 17, strike out the word "two" and substitute there for the word "one."

Page 7, line 6, strike out beginning with the words "any candidate" down to and including the word "Buffalo" in line 9.

Same page, line 25, insert after the word "councilman" the words "by either of the two political parties which at the general election next preceding that for which such nomination is made, cast the highest and next highest number of votes, nor by any other political party which shall elect to hold official primary elections under the provisions of section thirteen of the primary election law, or otherwise."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time, and on motion of Mr. Burnett was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1774) entitled "An act to amend the Greater New York charter, relative to the appointment of police matrons" (Int. No. 1323), was read the second time.

On motion of Mr. Tompkins, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1982) entitled "An act to amend chapter 130 of the Laws of 1897, entitled 'An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State under and pursuant to chapter 1604 of the Laws of 1886, on insurance on property in the village of Patchogue, Suffolk county,' in relation to the custody and disposition of such receipts" (Int. No. 1422), was read the second time.

On motion of Mr. Hubbs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1893) entitled "An act to amend the Greater New York charter relative to the operation of ferries and the acquirement of property therefor" (Int. No. 1381), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1022, Assembly reprint No. 2116) entitled "An act to amend the Code of Criminal Procedure, relative to the

suspension of sentence and probation officers" (Rec. No. 220), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 584, Assembly reprint No. 2117), entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries" (Rec. No. 226), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The bill (No. 2118) entitled "An act to amend section 2615 of the Code of Civil Procedure relating to the probate of wills" (Int. No. 409), was read the second time.

On motion of Mr. Agnew, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2119) entitled "An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished" (Int. No. 491), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2121) entitled "An act to provide for the selection, appropriation, maintenance and management by the Commissioners of the Palisades Interstate Park of certain mountain lands along the Hudson river in Rockland county as a public park" (Int. No. 852), was read the second time.

On motion of Mr. Hurd, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2124) entitled "An act to amend the Penal Code, in relation to obtaining by fraud or without authority signatures to applications or property for degrees, secrets or membership in secret fraternities" (Int. No. 1236), was read the second time.

On motion of Mr. Santee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2126) entitled "An act to amend chapter 516 of the Laws of 1892, entitled 'An act to advance learning, the arts and sciences, and to promote the public welfare by providing for

the conveyance, holding and protection of property, and the creation of trusts for the founding, endowing, erection and maintenance of public libraries, museums and other educational institutions within the State" (Int. No. 1316), was read the second time.

On motion of Mr. Stevens, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2129) entitled "An act to amend the Penal Code, relating to the unauthorized use of the name, title of officers, insignia, ritual or ceremonies of certain orders and societies" (Int. No. 1442), was read the second time.

On motion of Mr. Grattan, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1157, Assembly reprint No. 2152), entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to revising several sections of the said charter" (Rec. No. 286), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2153) entitled "An act to compel certain ferry companies to provide necessary sanitary arrangements by which the general public health may be promoted" (Int. No. 1440), was read the second time.

On motion of Mr. Pendry, said bill was placed on the order of third reading.

On motion of Mr. Palmer, said bill was recommitted to the committee on commerce and navigation, retaining its place on the order of third reading.

The Senate bill (No. 755, Assembly reprint No. 2155) entitled "An act for the relief of Catherine F. Mahon" (Rec. No. 215), was read the second time.

On motion of Mr. Ellis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2154) entitled "An act to reduce the ferriage on the ferry known as the Long Island ferry, plying between the

foot of East Thirty-fourth street in the borough of Manhattan, and Borden avenue in the First ward of the borough of Queens, and establish a rate of ferriage thereon" (Int. No. 739), was read the second time.

On motion of Mr. Sullivan, said bill was placed on the order of third reading.

On motion of Mr. Rogers, said bill was recommitted to the committee on commerce and navigation, retaining its place on the order of third reading.

The bill (No. 2156) entitled "An act to provide for the treatment of persons, residents of the city of New York, male and female, in the city of New York, who are habitually intoxicated or who are found guilty of intoxication or who become incompetent or dangerous from the use of alcoholic stimulants, opiates or drugs, of any description, as follows" (Int. No. 189), having been announced for a second reading,

Mr. McManus moved to amend by striking out all of said bill and inserting the following:

An Act to provide for the treatment of persons, residents of the city of New York, male and female, in the city of New York, who are habitually intoxicated or who are found guilty of intoxication, or who become incompetent or dangerous from the use of alcoholic stimulants, opiates, narcotics or drugs of any description.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. There shall be provided by the city of New York a suitable hospital building, with all the necessary accommodations, a staff of competent physicians and surgeons, attendants, and necessary equipment, to treat persons, male and female, who are habitually intoxicated, or who are found guilty of intoxication, incompetent or dangerous from the use and effect of alcoholic stimulants, opium, chloral, cocaine, or other narcotics or stimulating drugs.

§ 2. The mayor of the city of New York in his discretion shall appoint three competent physicians and surgeons, skilled in the treatment of the disease brought on by the inordinate use of alco-

holic stimulants and other stimulating drugs. One of said physicians so appointed is designated as physician in chief, who shall have full charge of said hospital and receive an annual salary of six thousand dollars; the two other physicians so appointed shall each be designated as assistant physicians shall each receive an annual salary of five thousand dollars, which shall be paid to them in monthly instalments by the city of New York as hereinafter provided.

§ 3. The hospital building, provided for in this act shall be constructed and arranged so that the sexes shall be separate and apart from each other.

§ 4. Suitable and competent attendants, aids, nurses and assistants required in the administration of the business and conduct of the affairs of said hospital shall be appointed from time to time as shall be necessary, by the said three physicians with the approval of the mayor.

§ 5. The board of estimate and apportionment in the city of New York shall take and set aside from the excise moneys received by them or under their control in the city of New York and in the counties of the city of New York, a sum of money adequate to secure a proper site and erect thereon a building, furnish and equip the same in the most approved and scientific manner; and when the same shall have been made ready for occupancy, the said board of estimate and apportionment shall also take and set aside from the aforesaid excise moneys so received as aforesaid, each and every year, such sum as is necessary to pay the salaries of the said physicians and employees so to be appointed, and also for the payment for all the supplies required, repairs of said hospital building and grounds, medicines, apparatus and the necessary improvements on said building and grounds that may be required from time to time.

§ 6. Commitment to said hospital may be made by any city magistrate in the city of New York, or by a justice of the supreme court in said cities for a period of time not to exceed one year. Said commitment shall be made on the sworn application in writing before said magistrate or justice, either by the father, mother, husband, wife, brother or sister, next friend or child of such person to be committed, or the guardian of such child or by said city magistrate, where a person has been found guilty of public intoxication, and said magistrate is satisfied that it would be for the welfare of such person. The magistrate or justice shall make a written or printed commitment of said person

so charged as aforesaid to said hospital, for a period not to exceed one year. The superintendent, the physician or person in charge of said hospital shall receive the person committed by said city magistrate or justice and render to such person or persons all the necessary care, treatment and medical attendance required.

§ 7. This act shall take effect immediately on its passage.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. McManus, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 949, Assembly reprint No. 2115) entitled "An act to amend subdivision 4 of section 2388 of the Code of Civil Procedure, relative to the service of certain notices upon heirs" (Rec. No. 198), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 647, Assembly reprint No. 2110) entitled "An act to authorize and empower the board of assessors of the city of New York to estimate and allow the damages sustained by the owners of real property fronting upon the streets approaching the new bridge across Gowanus canal at Third street, in the borough of Brooklyn, city of New York" (Rec. No. 195), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 574, Assembly reprint No. 2114) entitled "An act to amend chapter 193 of the Laws of 1846, entitled 'An act to incorporate the University of Buffalo,' in relation to the office of curator" (Rec. No. 101), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 353, Assembly reprint No. 2109) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An

act for the government of cities of the second class,' in relation to fees received by an officer of a city government" (Rec. No. 233), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate concurrent resolution (No. 292) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section 2 of article 6 of the Constitution, in relation to justices of the Appellate Division of the Supreme Court" (Rec. No. 284), was read the second time.

On motion of Mr. Brooks, said resolution was placed on the order of third reading.

Mr. G. H. Whitney called up the Assembly bill (No. 1701) entitled "An act to amend chapter 206 of the Laws of 1902, entitled 'An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and reinterment of the remains of deceased soldiers and to provide for the annual care of soldiers' plots in cemeteries,' providing for the payment of certain expenses by the county" (Int. No. 334), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. G. H. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Palmer	Smith J T
Allen F E	Cox	Hooker	Parker	Standart
Allen J G	Cunningham	Hooper	Patton	Stanley
Anderson	Dale	Hornidge	Pendry	Stevens

Apgar	Dodd	Hubbs	Perry	Sullivan
Becker	Donovan	Hurd	Phillips	Tenjost
Bedell	Dowling	Kavanaugh	Plank	Thompson G F
Beebe	Ellis	La Fetra	Platt	Thompson J A
Beihilf	Etzel	La Rue	Pratt	Thonet
Bird	Evans	Leggett	Prentice	Tompkins
Bisland	Everett	Lewis	Quinn	Wade
Brady	Fitzsimons	Machacek	Reeve	Wagner
Brooks	Foelker	Maier	Reilly	Wadsworth
Burnett	Foster	Malloy	Rigby	Wainwright
Burns	Francisco	Mathews T F	Rogers	West
Burzynski	Freidel	Matthews C R	Rosenstein	Wemple
Cadin	Fuller	McKeown	Salomon	Whitney F G
Cahn	Gardner	McManus	Sammon	Whitney G H
Callahan	Gates	Mead	Santee	Wiegand
Carrier	Grady	Merritt	Schoeneck	Wilsnack
Caughlan	Grattan	Monroe	Shanahan	Wilson
Charles E E	Gurnett	Moreland	Sheldon	Wolf
Charles W B	Hackett	Newton	Sherry	Wood F C
Cooke	Hammond	Nugent	Slocum	Wood F X
Coon	Hanford	Ogden	Smith A P	Yale
Coutant	Hartman	O'Neill	Smith J E	Young

Mr. G. H. Whitney moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith amended as follows:

Page 2, line 10, after the word "town" insert the words "or city."

Same page, line 12, after the word "town" insert the words "or city."

Same page, line 13, after the word "towns" insert the words "or cities."

Same page, line 22, after the word "town," first appearing, insert the words "or city," and after the word "town," last appearing, insert the words "or city."

Page 3, line 5, after the word "towns" insert the words "or cities."

Same page, line 7, after the word "towns" insert the words "or cities."

Same page, line 21, after the word "town," first appearing, insert the words "or city."

Same page, line 22, inclose the word "one" in brackets and after such word insert the words "the town or city."

Same page, line 26, after the word "town" insert the words "or city."

Page 4, line 9, after the word "town" insert the words "or city."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Merritt, from the committee on general laws, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Hapeman called up the Assembly bill (No. 815) entitled "An act to provide for clearing out the obstructions from the outlet of Parker's pond in the town of Cato, county of Cayuga, and for paying the cost thereof" (Int. No. 510), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Hapeman moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Knapp	Perry	Smith R H
Allen F E	Donovan	La Rue	Plank	Standart
Anderson	Ellis	Leggett	Platt	Steele
Apgar	Etzel	Lewis	Pratt	Stevens
Bass	Everett	Maier	Prince	Tenjost
Bedell	Fish	Malloy	Quinn	Thompson G F
Beebe	Foelker	Mathews T F	Reeve	Thonet
Bird	Foster	Matthews C R	Rigby	Waddell
Brady	Francisco	McKeown	Rogers	Wade
Burnett	Fuller	McManus	Salomon	Wagner
Burns	Gardner	Mead	Sammon	Wadsworth
Byrne	Gates	Miller	Santee	Wedemeyer
Cadin	Grattan	Monroe	Schoeneck	West
Callahan	Gray	Moreland	Shanahan	Whitney F G
Carrier	Hackett	Murphy	Sheehy	Whitney G H
Charles E E	Hanford	Newton	Sheldon	Wilsnack
Charles W B	Hartman	Nugent	Sherry	Wilson
Coon	Hastings	O'Neill	Slocum	Wood F C
Cotton	Hooper	Palmer	Smith A P	Wood F X
Cowan	Hornidge	Parker	Smith A E	Yale
Cox	Hubbs	Patton	Smith J T	Young
Cunningham	Kavanaugh	Pendry		

Mr. Hapeman moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

Page 2, line 9, strike out the words "Such commissioners;" strike out all of line 10 and the words "outlet of Parker's pond" in line 11, and insert in place thereof the following:

"Such commissioner shall examine the outlet of Parker's pond and determine whether it is necessary, in order to preserve and protect the public health of the locality where such pond is situated, to deepen and clear out the outlet of such pond so as to permit the free passage of water therefrom. He shall, at a time and place specified in a notice published in two or more newspapers in the county of Cayuga, hear all persons interested in the deepening and clearing out of such outlet. If he shall determine after such examination and hearing that such work is necessary for the preservation and protection of public health, he shall cause the outlet of such pond to be deepened and cleared out."

Same page, line 12, strike out the words "overflow of such" and insert in place thereof the words "free passage of the."

Same page, line 13, after the word "waters" insert the words "of such pond."

Same page, lines 13 and 14, strike out the words "without damage to the adjacent property."

Same page, line 14, before the word "He" insert the words "The cost of the performance of the work authorized by this act shall not exceed the sum of three thousand dollars."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hooker, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the mayor of the city of New York was received and read, in the words following:

STATE OF NEW YORK:

Mayor's Office, City of New York,

April 17, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment certified copy of Assembly bill No. 1718, entitled "An act to empower the board of assessors of the city of New York to estimate and allow dam-

ages sustained by owners of real property fronting upon streets and avenues approaching the bridge over Prospect avenue at Seeley street, borough of Brooklyn, in the city of New York." (Int. No. 940.)

GEORGE B. McCLELLAN,
Mayor of the City of New York.

Said bill having been announced,

Mr. Fuller moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 113
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	La Rue	Pratt	Stevens
Allen F E	Dowling	Lewis	Prentice	Tenjost
Allen J G	Ellis	Machacek	Prince	Thompson G F
Apgar	Evans	Malloy	Quinn	Thompson J A
Bass	Everett	Mathews T F	Reeve	Thonet
Bedell	Fitzsimons	Matthews C R	Rigby	Waddell
Beihilf	Foster	McKeown	Rogers	Wade
Bird	Francisco	McManus	Salomon	Wagner
Brady	Fuller	Mead	Sammon	Wadsworth
Brooks	Gardner	Miller	Santee	Wainwright
Burnett	Grady	Monroe	Scovill	Wedemeyer
Burns	Gray	Murphy	Shanahan	West
Byrne	Gurnett	Newton	Sheldon	Wemple
Cadin	Hackett	Nugent	Sherry	Whitney F G
Callahan	Hanford	O'Neill	Shuttleworth	Whitney G H
Carrier	Hartman	Palmer	Slocum	Wiegand
Caughlan	Hooker	Parker	Smith A P	Wilsnack
Charles W B	Hooper	Patton	Smith A E	Wilson
Cooke	Hornidge	Pendry	Smith J T	Wolf
Coon	Hubbs	Perry	Smith R H	Wood F X
Coutant	Hurd	Phillips	Standart	Yale
Cowan	Kavanaugh	Plank	Steele	Young
Cunningham	La Fetra	Platt		

Mr. Fuller moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 12, strike out the words "special revenue bonds" and insert in place thereof the words "corporate stock."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the mayor of the city of Syracuse was received and read, in the words following:

STATE OF NEW YORK:

Mayor's Office, City of Syracuse,
April 17th, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment certified copy of Assembly bill No. 1876, entitled "An act to provide for the erection of a new high school in the city of Syracuse." (Int. No. 1190.)

ALAN C. FOBES,
Mayor of the City of Syracuse.

Said bill having been announced,

Mr. Schoeneck moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Pendry	Standart
Allen F E	Cunningham	Hooper	Perry	Stanley
Allen J G	Dale	Hornidge	Phillips	Steele
Anderson	Dodd	Hubbs	Plank	Stevens
Bass	Donovan	Hurd	Platt	Sullivan
Becker	Dowling	Kavanaugh	Pratt	Tenjost
Bedell	Ellis	Knapp	Prentice	Thompson G F
Beebe	Etzel	La Fetra	Prince	Thompson J A
Beihilf	Evans	La Rue	Quinn	Thonet
Bird	Everett	Leggett	Reeve	Tompkins
Bisland	Fish	Lewis	Reilly	Waddell
Brady	Fitzsimons	Machacek	Rigby	Wade

Brooks	Foelker	Maier	Rogers	Wagner
Burnett	Foster	Malloy	Rosenstein	Wadsworth
Burns	Francisco	Mathews T F	Salomon	Wainwright
Burzynski	Freidel	Matthews C R	Sammon	Wedemeyer
Byrne	Fuller	McKeown	Santee	West
Cadin	Gardner	McManus	Schoeneck	Wemple
Cahn	Gates	Mead	Shanahan	Whitney F G
Callahan	Grady	Merritt	Sheehy	Whitney G H
Carrier	Grattan	Monroe	Sheldon	Wiegand
Caughlan	Gray	Moreland	Sherry	Wilsnack
Charles E E	Gurnett	Murphy	Slocum	Wilson
Charles W B	Hackett	Newton	Smith A P	Wolf
Cooke	Hammond	Nugent	Smith A E	Wood F C
Coon	Hanford	O'Neill	Smith J E	Wood F X
Cotton	Hapeman	Palmer	Smith J T	Yale
Coutant	Hartman	Parker	Smith R H	Young
Cowan	Hastings	Patton		

Mr. Schoeneck moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 1, strike out the word "Spaulding" and insert the word "Spalding."

Page 6, lines 14 and 15, strike out the words "January first, nineteen hundred and six, after such date" and insert the words "on the first day of July next succeeding the date of such issue."

Same page, line 19, strike out the words "city treasurer" and insert the word "comptroller."

Same page, line 20, strike out the words "city treasurer" and insert the word "comptroller."

Page 7, line 2, strike out the words "city treasurer" and insert the word "comptroller."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Knapp offered for the consideration of the House a resolution, in the words following:

Whereas, There is a necessity for uniform laws for the protection of fish in waters on the boundary between the State of New York, the Province of Quebec, the Province of Ontario and in Lake Champlain; therefore, be it

Resolved (if the Senate concur), That the President of the Senate appoint two members of the Senate, and the Speaker of

the Assembly two members of the Assembly, as a joint committee of the Legislature, who, with the Commissioner of Forest, Fish and Game, are hereby authorized to negotiate with the State of Vermont and the Province of Quebec and the proper authorities thereof in relation to the adoption by the governments having jurisdiction over the waters of Lake Champlain of a uniform plan of fish protection in the waters of said lake, and with the Province of Ontario and the proper authorities of said province for a uniform plan of fish protection in the waters of Lake Ontario and the rivers forming a boundary between this State, the Province of Quebec and the Province of Ontario. The members so appointed shall after the passage of this resolution meet and organize and elect one of its members chairman, employ a stenographer and establish such rules and regulations respecting said investigation as shall to them seem proper. The committee shall report to the Legislature of 1906 the result of such negotiations. The expense of such investigation shall be paid from the appropriation for contingent expenses of the Legislature.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Palmer	Smith J E
Allen F E	Cox	Hastings	Parker	Smith J T
Allen J G	Cunningham	Hooker	Patton	Smith R H
Anderson	Dale	Hooper	Pendry	Standart
Apgar	Dodd	Hornidge	Perry	Stanley
Bass	Donovan	Hubbs	Phillips	Steele
Becker	Dowling	Hurd	Plank	Stevens
Bedell	Ellis	Knapp	Platt	Sullivan
Beebe	Etzel	La Fetra	Pratt	Tenjost
Beihilf	Evans	La Rue	Prentice	Thompson J A
Bird	Everett	Leggett	Prince	Thonet
Bisland	Fish	Lewis	Quinn	Tompkins
Brady	Fitzsimons	Machacek	Reeve	Waddell
Brooks	Foelker	Maier	Reilly	Wade
Burnett	Foster	Malloy	Rigby	Wagner
Burns	Francisco	Mathews T F	Rogers	Wadsworth
Burzynski	Freidel	Matthews C R	Rosenstein	Wainwright
Byrne	Fuller	McKeown	Sammon	Wedemeyer
Cadin	Gardner	McManus	Santee	West
Cahn	Gates	Mead	Scovill	Wemple
Callahan	Grattan	Merritt	Sheehy	Whitney G H

Carrier	Gray	Monroe	Sheldon	Wiegand
Caughlan	Gurnett	Moreland	Sherry	Wilsnack
Charles E E	Hackett	Murphy	Shuttleworth	Wolf
Cooke	Hammond	Nugent	Slocum	Wood F X
Coon	Hanford	Ogden	Smith A P	Yale
Cotton	Hapeman	O'Neill	Smith A E	Young
Coutant				

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Schoeneck offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 726, entitled "An act to amend the Military Code, in relation to military parades on Dewey day" (Int. No. 646), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wainwright offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1574, entitled "An act to authorize the town of Pelham, in the county of Westchester, to acquire a site and construct a town hall in said town, and to issue bonds in payment therefor" (Int. No. 1014), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Schoeneck offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 974, entitled "An act to amend the Banking Law, relative to the powers of trust companies" (Int. No. 832), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wainwright offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public education be discharged from the further consideration of Senate bill No. 1217, entitled "An act to amend the Compulsory Education Law regarding the powers and duties of attendance officers." (Rec. No. 355.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith J T
Allen F E	Cox	Hooker	Patton	Smith R H
Allen J G	Cunningham	Hooper	Pendry	Standart
Anderson	Dale	Hubbs	Perry	Stanley
Apgar	Dodd	Hurd	Phillips	Steele
Becker	Donovan	Kavanaugh	Plank	Stevens
Bedell	Dowling	Knapp	Platt	Sullivan
Beebe	Ellis	La Fetra	Pratt	Tenjost
Beihilf	Etzel	La Rue	Prentice	Thompson G F
Bird	Evans	Leggett	Prince	Thompson J A
Bisland	Everett	Lewis	Quinn	Thonet
Brady	Fish	Machaeek	Reeve	Tompkins
Brooks	Fitzsimons	Maier	Reilly	Waddell
Burnett	Foelker	Malloy	Rigby	Wagner
Burns	Foster	Mathews T F	Rogers	Wadsworth
Burzynski	Francisco	Matthews C R	Rosenstein	Wainwright
Byrne	Freidel	McKeown	Salomon	Wedemeyer

Cadin	Fuller	McManus	Sammon	Wemple
Cahn	Gardner	Mead	Santee	Whitney F G
Callahan	Gates	Miller	Scovill	Whitney G H
Carrier	Grady	Monroe	Shanahan	Wiegand
Caughlan	Grattan	Moreland	Sheehy	Wilsnack
Charles E E	Gray	Murphy	Sheldon	Wilson
Charles W B	Gurnett	Newton	Sherry	Wolf
Cooke	Hackett	Nugent	Shuttleworth	Wood F C
Coon	Hammond	Ogden	Slocum	Wood F X
Cotton	Hanford	O'Neill	Smith A P	Yale
Coutant	Hapeman	Palmer	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. F. C. Wood offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on revision be discharged from the further consideration of Assembly bill No. 1487, entitled "An act to revise the charter of the city of Johnstown" (Int. No. 1137), and that said bill be recommitted to the committee on affairs of cities.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hornidge offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 188 (Senate reprint No. 806), entitled "An act to amend the Greater New York charter, relative to the classification and instruction of criminals and misdemeanants" (Int. No. 188), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 1013, entitled "An act to amend the Tax Law in

relation to the taxation of debts secured by mortgages" (Rec. No. 237), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1720, entitled "An act to amend the Greater New York charter, in relation to entry of order of commissioners of estimate" (Int. No. 1193), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1564, entitled "An act to authorize the expenditure by the city of New York of money for the proper celebration of Memorial day in the year 1905" (Int. No. 1230), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1392, entitled "An act authorizing the board of estimate and apportionment of the city of New York to make appropriations for the celebration of Memorial day in the borough of Richmond" (Int. No. 1135), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 188 (Senate reprint No. 806), entitled "An act to authorize the board of estimate and apportionment of the city of New York to appropriate money for the New York city reformatory of mis-

demeanants and the board of parole of said reformatory" (Int. No. 188), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1574, entitled "An act to authorize the town of Pelham, in the county of Westchester, to acquire a site and construct a town hall in said town, and to issue bonds in payment therefor" (Int. No. 1014), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 974, entitled "An act to amend the Banking Law, relative to the powers of trust companies" (Int. No. 832), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment. Assembly bill No. 726, entitled "An act to amend the Military Code, in relation to military parades on Dewey day" (Int. No. 646), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *April* 18, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1527, entitled 'An act to amend chapter 326 of the Laws of 1895, entitled 'An act to provide for the incorporation of associations for lending money on personal property, and to forbid certain loans of money, property or credit,' relative to place of incorporation." (Int. No. 951.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 18, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1596, entitled "An act to amend the Military Code relative to pay and allowances." (Int. No. 1241.) FRANK W. HIGGINS.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment.

"An act to amend chapter 4 of the Laws of 1864, entitled 'An act to incorporate the Roosevelt Hospital in the city of New York,' in relation to the election of additional trustees and the filling of vacancies." (No. 1268, Int. No. 1025.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 40 of the Laws of 1888, entitled 'An act to incorporate the city of Hornellsville,' relating to city elections and city officers." (No. 1890, Int. No. 1378.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Hornellsville.

"An act to amend the Greater New York charter, relative to the commitment of persons convicted of public intoxication, disorderly conduct and vagrancy." (No. 1014, Senate reprint No. 1181, Int. No. 454.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend the Greater New York charter, relating to the salary of the deputy chief of fire department in charge of the boroughs of Brooklyn and Queens." (No. 970, Senate reprint No. 1085, Int. No. 828.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the following entitled bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to amend the Canal Law, constituting chapter 13 of the general laws, relative to division and resident engineers and assistants." (No. 818, Assembly reprint No. 1902, Rec. No. 208.)

"An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs and to provide for the appointment of sewer, water and street commissioners for said village and to prescribe their powers and duties.'" (No. 746, Assembly reprint No. 1997, Rec. No. 204.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills, with a message that they have reconsidered their vote by which said bills passed, and as amended have again passed the same:

"An act to amend the Code of Criminal Procedure, relative to the persons who may be present during the sessions of a grand jury." (No. 2010, Int. No. 450.)

"An act to amend the Public Health Law, in relation to the relief of indigent Indians in case of epidemic." (No. 2027, Int. No. 291.)

"An act to amend the Village Law, in relation to village elections." (No. 2028, Int. No. 592.)

"An act to amend chapter 44 of the Laws of 1853, entitled 'An act for the better support of the poor in the town of Newburgh in the county of Orange,' in relation to the corporate name and terms of the commissioners of the almshouse." (No. 2011, Int. No. 382.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to amend chapter 388 of the Laws of 1854, entitled 'An act to incorporate the village of Lyons,' relating to disorderly persons and the jurisdiction of the police justice." (No. 1436, Int. No. 1149.)

"An act to amend the Forest, Fish and Game Law, relative to the use of nets in Coney Island creek." (No. 1325, Int. No. 1079.)

"An act to amend the Forest, Fish and Game Law, relative to close season on woodcock." (No. 1323, Int. No. 1077.)

"An act to amend the Forest, Fish and Game Law, relative to Jamaica bay and adjacent waters." (No. 1322, Int. No. 1076.)

"An act to amend the Forest, Fish and Game Law, relative to penalties." (No. 1321, Int. No. 1075.)

"An act to amend the Forest, Fish and Game Law, relative to grouse and woodcock not being sold." (No. 1320, Int. No. 1074.)

"An act to incorporate Phipps Houses." (No. 1028, Int. No. 1361.)

"An act to amend the Penal Code, in relation to stamping or marking articles manufactured of gold or of any alloy of gold." (No. 1495, Int. No. 1186.)

"An act to amend chapter 331 of the Laws of 1898, entitled 'An act in relation to violations of the provisions of the Penal Code, relating to the manufacture or sale of spurious silverware,' by making the provisions thereof apply to the manufacture or sale of spurious goldware." (No. 1463, Int. No. 1177.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act appropriating certain lands in the city of Oswego to the use of the Oswego Hospital." (No. 1778, Int. No. 1327.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Oswego.

"An act to amend the Forest, Fish and Game Law, relative to the transportation of fish caught in the waters of Missisquoi bay and the tributaries to said bay in the Province of Quebec, and the Richelieu river in said province." (No. 1863, Int. No. 1365.)

"An act to repeal chapter 20 of the Laws of 1894, entitled 'An act to provide for the better administration of justice in the town of Mohawk, in the county of Montgomery, and State of New York,' as amended." (No. 1123, Int. No. 937.)

"An act to amend the Forest, Fish and Game Law, in relation to spearing fish in Ulster county." (No. 1625, Int. No. 599.)

"An act to amend the Forest, Fish and Game Law, relative

to woodcock, grouse or quail in Orange county." (No. 1490, Int. No. 1181.)

"An act to amend the Forest, Fish and Game Law, relative to selling woodcock, grouse and quail in Orange county." (No. 1338, Int. No. 1087.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Burnett, the House adjourned.

IN ASSEMBLY,

TUESDAY, *April* 18, 1905.

Pursuant to concurrent resolution of the Senate and Assembly, the House convened at 10.30 o'clock a. m. for the purpose of meeting in joint session with the Senate and listening to an address by General Fitzhugh Lee, in relation to the Jamestown Exposition to be held in 1907.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that honorable body that the Assembly is ready to meet in joint session pursuant to concurrent resolution of the Senate and Assembly, for the purpose of listening to an address by General Fitzhugh Lee.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Rogers and Palmer.

Senators Tully and Hawkins, a committee on the part of the Senate, appeared before the Assembly and announced that the Senate would be ready to meet that body in joint session pursuant to concurrent resolution of the Senate and Assembly, for the purpose of listening to an address by General Fitzhugh Lee.

Mr. Rogers, from the committee appointed to inform the Senate that the Assembly was ready to meet that body in joint session, returned and reported that they had performed that duty.

The hour of ten o'clock and thirty minutes a. m. having arrived, the Senate thereupon appeared in the Assembly chamber, whereupon the Lieutenant-Governor announced that the two Houses are convened in joint assembly for the purpose of greeting our distinguished fellow citizen from Virginia, Major-General Fitzhugh Lee, the president of the Jamestown Exposition.

In 1670, at Jamestown, Virginia, the foundation of this nation of freemen was laid. Prior to that attempts had been made by Europeans to establish permanent settlements on the Atlantic coast, but at Jamestown the first foothold was gained; and from that spot began the great struggle for the conquest of this continent. Providence willed then and there to begin the experiment to demonstrate that men are capable of self-government. This was perhaps the most important event in the seventeenth century. Three centuries have come and gone since then, and from that little beginning there has grown a mighty nation of eighty millions of free people, now one of the first powers of the world, on whose dominion the sun never goes down.

The people of Virginia have thought it wise and fitting that the tricentennial of this great event should be celebrated by the holding of a national exposition at Hampton Roads in the year 1907. This patriotic purpose found a ready response from the President of the United States, from the National government and from the people and the governments of nearly all the States. No part of our country is more deeply interested in this great enterprise than our State; and we are fortunate in having with us to-day a man whose distinguished services as soldier, patriot and statesman preeminently fit him to represent this great enterprise.

On behalf, sir, of the Legislature of this State, I welcome you to these halls; and I assure you that nowhere in our common country, not excepting the Old Dominion itself, is the illustrious name which you bear and your distinguished services held in higher esteem than in the State of New York. And I feel confident that whatever part this State may take in this Exposition,

in the wisdom of its representatives, it will be a fitting presentation of the preeminent position which the State of New York has always been accorded by common consent in the American Union.

Senators and Members of Assembly, I have the distinguished honor to present Major-General Fitzhugh Lee.

Major-General FITZHUGH LEE:

Governor and Representatives of the Great State of New York, Ladies and Gentlemen.—I am profoundly impressed with the cordial greeting and complimentary welcome which I have received at your hands, and the very cordial and complimentary and fraternal greeting of your presiding officer; and I beg to return my sincere appreciation of the great honor conferred by inviting me to speak to this great audience.

I came here as a messenger from the Old Dominion. I came here bearing the greeting to this great State from the Mother of States; from an old State that did so much in the earlier formation of this country to promote its glory and its growth and to transform the British Colonies into the American States and to transfer the power from king to people. I am here to say to you in the name of Virginia that by an act of her General Assembly it devolves upon her to initiate or inaugurate a celebration and call the mind and the attention of the country to the first permanent English-speaking people upon this continent.

I am here to ask this great State of New York to participate with the other States in this commemoration; for, surely, it is not a Virginia celebration exclusively, the birth of a nation all are interested in. The great country that came from that birth we are all interested in. We had our troubles and trials during this period of the growth of this country and all is over now, thank God; and to-day the great sun of peace, the great orb of glorious future is shining in all the splendor of an unclouded majesty.

Not long ago I had the honor to stand before the grave of William McKinley, in Canton, Ohio. I thought of the career of that great, loyal patriot. I thought of the great good he had rendered his country, what a magnificent specimen of a human being he had been; so conscientious, so pure, so faithful to all the ties, public or domestic; and I rejoiced that an opportunity was afforded to me to be one of the speakers to commemorate his birthday. Shortly after that I also had the honor to stand at the foot of the monument which raises its head toward Heaven in elevated and lasting attestation to the most wonderful man in a great many respects of a most wonderful period. I thought of the small beginnings of that career; I thought how he had labored and struggled; how he was a child of the forest, a backwoodsman, a boatman, a farmer, a laborer in every respect; what a limited education he was obliged to receive; I thought of his parents who were born in Virginia and who moved to Kentucky afterward, where this great man was born. And I felt moved, a Southern man, one who fought from '61 to '65 for the cause of the South, I thanked God that the time had arrived when Southern men could pay their whole—do their whole duty, pay their whole respect to the memory of Abraham Lincoln.

So the birthdays of great men, like those two I have mentioned, should be properly celebrated by their families, by their friends, by their States, and by the country.

To-day I am happy to talk to you about the birthday of a country. I am here to tell you, as you so well said, Governor, that from those small beginnings at Jamestown a great republic has resulted, stretching from where the frozen banks rear their icy hills to the sun to where the Father of Waters rolls his tribute to the Gulf; and from the splashing waves of the majestic Atlantic to where the great Pacific's waves, blue and pearly, break in shining fragments upon California's shore.

The Great Republic is the result of the settlement of 105 colonists at Jamestown. The great country has grown up, and to-day Virginia rejoices that she is a bright blazing star alongside of New York in the crown which binds the brow of the

American Union, and that she is determined to do all in her power to promote the glory and the growth and the grandeur of this great Republic.

Had not that settlement been permanent at Jamestown, the map of the United States would have been very, very different. You would not have had any George Washington. Why? Because his ancestors would not have been attracted by the growth and permanency of this settlement. You would not have had any Thomas Jefferson—or St. Louis Exposition, or Louisiana Purchase. Why? Because his ancestors were also attracted by the growth of this settlement; and you would not have had any Pilgrim Fathers landing at Plymouth Rock at that time, because they were attracted from their homes in Holland at that time to this English settlement and came over here for the purpose of doing their portion and their share toward making this country great and prosperous.

Virginia in the days that are gone by remembers all about this great State of New York. When the hand of Memory touches those mystic chords of years ago she sees the Colonies when they were struggling against the forces of Great Britain; and she remembers the warfare that was carried on all through your State and Old Virginia sent up her celebrated riflemen under Dan Morgan, who fought up here at Saratoga under Gates and Schuyler and helped in that way to prevent the British from overrunning your beautiful valley. I do not forget, nor do you forget, that in those days a son of Virginia, whose bright eagle was destined to carve out this Republic, led your troops all through this State, Brooklyn and Long Island and elsewhere, until at last he saw his labors rewarded; and a great country was the result thereof.

Going back a little, to use a common phrase, and throw the searchlight over across the waters, you would see a poor, humble Italian, born at Genoa, a man of fearless courage, a man of very religious convictions, and a man who, though not the first by any means, thought that this world was round and was the first to put it into actual practice and to show that he could gain

the East by sailing to the West, Cristofo Colombo, as the Italians call him, Christophorus Columbus as the Spaniards call him, Christopher Columbus as the Englishmen call him, has never received his fair meed of praise for that great undertaking of his—if you will think of it for a moment—three small vessels, Santa Maria, Pinta and Nina (which is Spanish for baby), all that he could afford to take—left their fair Spain and crossed the Sea of Darkness, as the Atlantic ocean was then called, and turned their prows to the western country, in a vain hope to get a short route to India. For the world of Europe was stretching out toward the India trade, all Europe was looking for the spices and precious stones from India—Constantinople had been taken by the Turks and the land route though the nearest one was more perilous than ever.

So, as you know—and I am not going to detain you on that subject—he came over here, landed at San Salvador, one of the Bahama Islands—San Salvador meaning The Holy Saviour—threw himself on the ground in his admiral's uniform—because he had been made an admiral—blessed the country and took possession of it in the name of Spain; for this Christopher Columbus, though he never reached the mainland, found it and showed to the European governments that there was land to the west of them, a fact that they did not know before. For in the fifteenth century, the end of the fifteenth century nearly, they knew, they thought that the Azores Islands, the Canary Islands, the Cape Verde Islands were the skirmish lines of civilization. They had no idea nor had Columbus to the day he died that a great continent blocked the way to India, that a great piece of land was out here preventing any water passage to India. But still Columbus' bravery and his courage were rewarded; and he gave to Spain all South America and Central America and Mexico and the West India Islands and Florida, and to-day the Spain of Philip II, now the Spain of Alphonso XIII, is a very, very different country, and has not a foot of that territory that Columbus conferred upon it. And one of the most pathetic incidents in history is to see poor Spain losing inch by

inch, mile by mile, all her territory that I have just described and then take up the remains or the supposed remains of Christopher Columbus and carry them back to Spain?

So I adopt the theory and sentiment of the great Missouri senator, Thomas Benton, when he said, "I want to see a statue of Christopher Columbus erected upon the highest point of the Rocky Mountains with the whole mountains as its capital and his face turned to the West, saying to the fleeting traveller that even at that time he saw would pass over those steel rails connecting ocean to ocean—saying to the fleeting traveller 'Lo, there is the East; there is India.'"

One hundred and thirteen years after the voyage of Columbus in these three little ships over this untried sea, three more little ships left Blackwell's on the Thames, just below London. They had 105 British colonists in those three ships—the Susan Constant of 100, the Discovery of 20 tons, the Goodspeed of 40—160 tons in all; these 105 Englishmen dropped down the Thames and also crossed the Atlantic ocean with the determination of founding an English settlement upon this great, great unknown continent. It was an immense undertaking; it was perilous too. Why did they? What had 115 years of Columbus demonstrated there was on the land here? Because the Spaniards at that time in the height of their glory controlled the land and their seamen swept the seas, so it was only after the destruction of the Spanish Armada by Sir Francis Drake that the English got possession of the Atlantic ocean and were free to open a passage for English settlements.

God did not intend that this great continent should remain unplanted. Had that settlement been temporary as Sir Walter Raleigh's a few years before on Roanoke Island, one of them—the other one has never been heard of—Spain would have swept up from Florida, for it had already been in the James river; the French would have come from the West, from St. Louis, the present St. Louis and elsewhere. The three great countries were stretching out to settle this continent, France and Spain and England. And had England by that settlement given way

I believe that France and Spain would have got a large slice of this land—probably been an English settlement somewhere, but the map of the country would have been very different from what it is to-day.

A great continent peopled by red men! Columbus thought that he had found one of the outlying possessions of India, so he called them Indians. Down there in Virginia, where John Smith & Co. landed, these Indians were wild and barbarous. They wore nothing but skins, sometimes a small piece of blanket; they were not nearly so civilized as the Iroquois and the Algonquins up here in New York State, and sometimes when I think of them I am reminded of that poetical phrase of the Heathenish Hindu, who exclaims:

> "I am a heathenish Hindoo,
> I try to do all I kin do;
> I save my clothes from first to last,
> And have planned to make my skin do."

So it was with these Indians there at Jamestown when the white man first met the red man. There 13 years afterward a poor slave was brought from the intercourse with Africa, so that the white man and the red man and the black man all met at Jamestown. There is where the first axe went into the tree that made the first log that made the first beam that went into the first capitol of the first village on all this continent, there is where the first trial by jury took place, there is where the first marriage of an Indian to a white man as it is the first marriage of a white man and a white woman, when Ann Burroughs married; there is where the first church that in all this country reared its head toward Heaven; and the first sound of the Christian religion which was heard echoing through these primeval forests; and it must have been a very picturesque scene under that sailcloth, which was nailed between the trees, to see that preacher reading from his Bible and making his prayer, and afterward marrying the young Princess Pocahontas and queen of Powhatan's land, to John Rolfe.

It was the first time in all the history of this country that we had popular government, for the House of Burgesses were elected in Virginia by the people one year before the Pilgrim Fathers landed at Plymouth Rock. It was the first time—the first rebellion, if I may so express it in all decency, when Nathaniel Bacon rebelled against the English governor, Barclay.

But a short ride from this little settlement at Jamestown, which is now a buried city, with the exception of the ruins of the church tower, is Williamsburg, the old Colonial capital; where stands William and Mary College, named after those sovereigns of Europe, the second oldest college in the United States. There is where Thomas Jefferson and James Monroe and Benjamin Harrison and numbers of those great men in the great events of the past were educated. Winfield Scott, who afterwards led the American armies from Vera Cruz and planted the American banner in the halls of the Montezumas, was also a student at William and Mary College at old Williamsburg.

There is where George Washington returned after his western trip and where they presented him with a sword and where they called upon him for a speech and he tried and attempted to make one and failed, when the president said, "Sit down, Mr. Washington, your modesty is only equalled by your merit." There, gentlemen, was John Marshall, who afterwards became the great jurist—and a little distance further the city of Yorktown, where the surrender of Cornwallis took place. And it is a rather curious incident in our history that the British flag went first up at Jamestown; and after six years of war, ranging all the way from Massachusetts, through Connecticut, New Hampshire, New York, Pennsylvania, New Jersey, all the way thro' down to the South where Greene was fighting—after that six years of war the flag—the English flag—went down at Yorktown, but nineteen miles from where it first went up.

So, we thought this was a great event; and I came here to-day to ask this State to come down and see Old Virginia and the people of that old State and help us to celebrate the greatest

historic event that has ever occurred in the world, next to the discovery of Columbus! It has been arranged that that should take place upon Hampton Roads; a magnificent sheet of water, as perhaps some of you know, because your steamers are running daily from New York city and pass over these roads, coming up to Norfolk and Richmond. One hundred and sixty square miles of protected harbor; where the navies of the world can ride—yes, the waters are broad enough for the navies of the world to ride and deep enough to bury the last lingering bitterness of sectional strife! Norfolk, which is the great harbor of that section of the country, is growing very, very rapidly. There you will see the great shipyard at Newport News, employing thousands; there is the great navy yard at Norfolk employing 4,000 hands; Norfolk is the greatest coaling station in this country. It is the first oyster packing station; it is the fourth cotton port; it is the first lumber port of the United States—of the Southern country.

And there, over these classic waters have occurred some of the greatest events in our history. Berkeley sailed from there and went up to Mt. Desert in Maine and drove the French away. De Grasse sailed over those waters, and passed up the James river and went to help Washington to conquer Cornwallis and his followers there. There, too, the traitor Arnold, when he went up the James river, drained and devastated that old State which had taken its troops away for service elsewhere. There, too, the Merrimac and Monitor fought and revolutionized naval warfare. There, too, Stanton passed with his fleet and his ordnance when he bombarded Norfolk City. There, too, on the waters the troops of Virginia passed within those capes going to the Mexican war; and from those waters, too, passed McClelland's army when it landed on the peninsula in its march and its campaign against the city of Richmond. Those waters sparkle with interesting incidents. They are as full of romance and history as the Grecian Archipelago.

But while the canoes of Powhatan and Pocahontas floated over these Hampton Roads, too, no greater scene attended with

greater results ever occurred and was mirrored in its broad bosom than when those three little ships passed through Cape Charles and Henry and when the sons of James the First got into the Chesapeake Bay and up Hampton Roads up James river and planted that small, tiny flame of liberty that was so weak and so flickering, at first sometimes burning so brightly its rays would be reflected over the river and paint the gorgeous foliage of the forest, and at others, sinking, fading, dying as a star that set in the darkness of the night; now typified by that great statue standing in the great harbor of New York, the statue of Liberty Enlightening the World!

Congress has nationalized that celebration; they propose to make a great army and a great naval demonstration there. The president has been authorized to collect all the battleships that possibly can be spared and put them there, in May, 1907. He has also been authorized to take his soldiers, the soldiers of the United States, wherever they can be spared and put them in camp there; and to request that the militia of the several States be also there and go into camp alongside the United States troops. And he has also been requested to ask the foreign governments to send over here some of their soldiers and put them in camp—as I told them the other day, if that could be accomplished it would be the greatest peace congress this world has ever seen, an international review or parade of the troops of the different countries, marching to the same music, you may say, and before the same reviewing stand. There you would see the old red cross of St. George, the boast of heraldry and pride of power, that flag representing Great Britain whose banner floats on the morning breeze as it flies on the mast of the Mistress of all the Seas, and encircles the earth with its martial strains, Old England. There you will see the French Fleur de Lis, as you will see the Austrian, the Spanish and the Italian flags and the German flags—and you will see, I hope, the Russian flag and the Japanese flag. And when that great international column is formed, as I hope it may be—for we are progressing so rapidly everywhere we cannot tell what will happen in the next

few years, put the Russians in there and the Japanese and put the Russians in the column in advance so the Japanese will keep them closed up. (Laughter.)

The English minister, in Washington, the other day, told me that England was getting very much interested in this celebration; that it was an English event; that the English had possession of this country 169 years of this 300 that we are going to celebrate. They had, therefore, held possession of this country for a longer period than we have; and it was the pluck and pertinacity and courage and these three qualifications of Englishmen generally that made that settlement permanent, and the permanency of that settlement gave us this country.

So the President was authorized, as I say, to issue a proclamation, and you will see about what he has been authorized to do—and give you some idea of what probably will take place at that time on these historic waters—

"Whereas, The Congress of the United States has passed," and so on and whereas, the section reads as follows: "The President of the United States is authorized to make a proclamation of such celebration called for by concurrent resolution to call on foreign nations to proceed or send of their naval vessels such representation of their military organizations as may be practicable. Now, therefore, I, the President of the United States, by virtue of the authority vested in me by the said act, do hereby declare and call that there shall be inaugurated in the year 1907 on or near Hampton Roads in the State of Virginia an International Naval and Military Celebration, beginning May 1, 1907, and ending not later than November 1, 1907, for the purpose of commemmorating in a fitting and proper manner the birth of the American Nation made at Jamestown, Virginia, on the 13th day of May, 1607, in order that the great events of American history which have resulted therefrom may be known to the present and future generations of American citizens. And I therefore invite all the nations of the earth to take part in the comemmoration of an event which has had a far-reaching effect upon the course of human history, and to send their naval vessels to the said

celebration and by making such representations of their military organizations as may be practicable." I read that simply to give you some idea of what is proposed. Mr. Roosevelt has always been very enthusiastic in his desire to have this celebration. And I hope he will get out of that bear country safe and sound so he can be down there at the time and help us to celebrate it and to ride in this great National Peace Congress which we hope to get up! (Laughter.)

Now, my friends, I see your time has arrived here for your meeting, and I am going to cut my remarks very, very short, by simply asking that New York be represented upon that great occasion. Twenty millions of people live within 12 hours ride of Hampton Roads. Sixteen daily lines of steamers leave there for all parts of the country; 10 lines additional go down the coast to South America, and connecting all parts on the Southern coast on the Atlantic ocean. So, it is a great country to assemble persons in; it is a great country to get them away when they see all they can see. And there are more oysters and fish in those waters, I reckon, than the world has ever seen; and but a short distance inland there are large and flourishing mint beds growing in profusion. (Laughter and applause.) Every town and port as you know in this State has its steamers that will take you there—with floating steamboat hotels, floating steamboat hotels with home comforts—where the fish are caught right on the ships where the people are received and stay; great steamers will leave and arrive day or night for a trip on the sea, for you are but a short distance from the Atlantic ocean, as so many of you so well know.

Old Virginia has done already a great deal for this country in the earlier days. She gave to New York and the other States that great soldier and statesman whose bright sword carved out the independence of the Republic, who was magnanimous, who was glorious in life, great in death, whose highest ambition was the happiness of mankind, whose noblest victory was the conquest of himself. A foe without hate, a friend without treachery, a Christian without hypocrisy, gave to this country George

Washington, who with dauntless spirit held aloft the Colonial revolt for six long years until finally success crowned his great and heroic efforts. (Applause.) Gave to you Thomas Jefferson, whose pen wrote out in living letters, letters that burn, that great Declaration of Independence which Washington's sword made good—sleeping there quietly in peace at Monticello. She gave Thomas Jefferson, who labored so hard and faithfully alongside of that magnificent adopted son of yours, Alexander Hamilton, through whose efforts, the efforts of Madison and Hamilton, was done more than any other two men that the Constitution of 1787 was approved by a sufficient number of States to make it binding upon those States and it was by their efforts and hard work—New York only ratified that Federal Constitution by three votes. Virginia ratified it by about ten. There was a great deal of opposition. They thought the central government would be too strong and oppress the States; the States were the creators of the government; the general government was the creature. But Hamilton, writing for the Federalist, Hamilton's pen and voice, acting with James Madison, produced the desired effect; and so in that way united in those old days Virginia and New York. This old State gave James Monroe, whose eight years of administration were so peaceful and quiet; she gave the fiery orator of American liberty, who, with more than Demosthenian power and might, kept burning so brightly the fires of the Revolution and whose silver tongue once held statesmen hanging on his breath, and shook the throne of England's king with "Give me liberty or give me death!" (Applause.) Also, she gave John Marshall, that great jurist, whose decisions stand to-day so strongly that they cannot be cut with the sharpest sword nor battered down by the heaviest cannon shot. All these and more Virginia gave as her part to the Federal government.

And now she comes for the first time in her history and asks the co-operation of the State to help her participate in a celebration of what really is a national, the greatest national, event of them all, and they are the result of everything—all the other

celebrations that we have had are nothing but the result of this celebration.

I hope and pray that whenever we look at that old national tree we will see the flag floating upon it, inscribed "Liberty and Union, Now and Forever, One and Inseparable," and that State shall not lift its hand against State, neither shall we know war any more, and that the reign of justice, union and fraternity shall be as lasting and as eternal as the foundations of the everlasting hills. (Long applause.)

Senator Raines.—I desire to move that the thanks of the Senate and Assembly be extended to General Lee for his most interesting, eloquent and patriotic address.

Unanimously adopted.

On motion of Senator Raines, the joint session then adjourned.

The Senate then retired from the Assembly Chamber.

WEDNESDAY, APRIL 19, 1905.

The House met pursuant to adjournment.

Prayer by Rev. B. W. Crowmiller, Stillwater.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The privileges of the floor were extended to Messrs. G. Davis and J. Wagner, and Congressman William S. Bennett.

Mr. Callahan was excused indefinitely.

Mr. Lewis introduced a bill entitled "An act to amend the Insurance Law, in relation to expense of management of life or casualty insurance corporations upon the co-operative or assessment plan" (Int. No. 1524), which was read the first time and referred to the committee on insurance.

Mr. McManus introduced a bill entitled "An act to provide an additional stenographer for the city court of the city of New

York" (Int. No. 1525), which was read the first time and referred to the committee on affairs of cities.

Mr. Phillips introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the exemption of jurors" (Int. No. 1526), which was read the first time and referred to the committee on codes.

Mr. Platt introduced a bill entitled "An act to amend chapter 785 of the Laws of 1895, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Bath, in the county of Steuben, and to repeal certain acts and parts of acts,' relative to the village attorney" (Int. No. 1527), which was read the first time and referred to the committee on affairs of villages.

Mr. Stanley introduced a bill entitled "An act for the relief of Adelia Queenie Barker" (Int. No. 1528), which was read the first time and referred to the committee on the judiciary.

Mr. Sullivan introduced a bill entitled "An act to amend the Greater New York charter, relative to certain officers of the municipal court of the city of New York" (Int. No. 1529), which was read the first time and referred to the committee on affairs of cities.

Mr. Wagner introduced a bill entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow the comptroller of said city to pay to Ernest H. Juergens compensation for services rendered to said city in the law department in the years 1899 and 1900 as office boy" (Int. No. 1530), which was read the first time and referred to the committee on affairs of cities.

Mr. Wemple introduced a bill entitled "An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pesthouse, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds" (Int. No. 1531), which was read the first time.

On motion of Mr. Wemple, and by unanimous consent, said

bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Hapeman introduced a bill entitled "An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands" (Int. No. 1532), which was read the first time and referred to the committee on internal affairs.

Mr. F. E. Allen introduced a bill entitled "An act to confer additional powers upon the board of health of the city of Binghamton, authorizing said board to acquire swamp lands in the name and for the benefit of said city for the purpose of filling or draining the same in the interest of the public health; and to provide for the use or disposition of the lands so acquired and reclaimed; and for other related purposes" (Int. No. 1533), which was read the first time and referred to the committee on affairs of cities.

Mr. Tompkins introduced a bill entitled "An act to amend the Insurance Law with respect to the valuation of policies" (Int. No. 1534), which was read the first time and referred to the committee on insurance.

By unanimous consent,

Mr. Cox introduced a bill entitled "An act to release to Jennie Anderson and Alexander Anderson all the right, title and interest of the people of the State of New York in and to certain real estate in the city of Buffalo, county of Erie and State of New York" (Int. No. 1535), which was read the first time and referred to the committee on claims.

By unanimous consent,

Mr. Standart introduced a bill entitled "An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city" (Int. No. 1536), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Wainwright introduced a bill entitled "An act to provide

for the participation of the State of New York in the Jamestown Ter-Centennial Exposition, to be held on and near the waters of Hampton Roads, in the State of Virginia, in the year 1907, and making an appropriation therefor" (Int. No. 1537), which was read the first time and referred to the committee on ways and means.

Mr. Rogers, from a committee of conference, presented the following:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill (No. 429, Senate reprint No. 985) entitled "An act making appropriations for the support of government" (Int. No. 419), report that they have duly conferred upon said matters and agreed to recommend the passage of the substitute bill attached hereto.

(See Appendix, No. 12.)

GEORGE R. MALBY,
SAMUEL J. FOLEY,
Committee on part of Senate.

JAMES T. ROGERS,
CHARLES S. PLANK,
J. R. CARRIER,
J. S. PHILLIPS,
CHARLES H. FULLER,
Committee on part of Assembly.

Which report was agreed to and said substitute bill ordered printed and placed on the order of third reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. McCarren, Rec. No. 357, entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property" (No. 1169), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Hawkins, Rec. No. 267, entitled "An act to amend section 6 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company'" (No. 1025), reported in

favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Page, Rec. No. 331, entitled "An act in relation to the equalization of the salaries of attendants of the Supreme Court in the First Judicial District and the Appellate Division thereof in the First Department, and the court of general sessions of the peace in and for the county of New York" (No. 67), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lewis, Rec. No. 272, entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York, having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1900, chapter 377 of the Laws of 1901, and chapter 408 of the Laws of 1902, relative to lists and qualifications of jurors and compensation" (No. 817), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hartman, Int. No. 1254, entitled "An act to amend the Greater New York charter, relative to the department of street cleaning" (No. 1609), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Scovill, Int. No. 1094, entitled "An act to amend chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers,' relative to removal of poles and wires from certain

streets" (No. 1345), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Fitzsimons, Int. No. 1268, entitled "An act authorizing the police commissioner of the city of New York to reappoint Andrew Bradley, an ex-policeman of the city of New York, who resigned from said police department March 1, 1889" (No. 1649), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. A. E. Smith, Int. No. 1342, entitled "An act to amend the Greater New York charter in relation to buildings in the city of New York" (No. 1809), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Wainwright, Int. No. 1345, entitled "An act to amend the charter of the city of New Rochelle in relation to the powers and duties of the city engineer and the board of sewer commissioners of said city" (No. 1812), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Francisco, Int. No. 686, entitled "An act to provide for the reconstruction of sewers in the city of New York where the present sewers are inadequate and to provide means for the payment of such reconstruction by sale of corporate stock of the city of New York" (No. 774), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. A. E. Smith, Int. No. 568, entitled "An act empowering the comptroller of the city of New York to cancel and to refund assessments levied for the purpose of acquiring title to a new street, from Chambers street to Reade street in the borough of Manhattan, city of New York" (No. 621), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Dowling, Int. No. 1433, entitled "An act to permit the city of New York to acquire lands in Lincoln Cemetery in the borough of Brooklyn, city of New York, for highway or park purposes and to permit said cemetery to locate elsewhere" (No. 1993), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Burzynski, Int. No. 1448, entitled "An act to authorize the city of Buffalo to acquire the Indian burying ground on Buffam street in the city of Buffalo for park purposes and authorizing the issue of bonds with which to pay for the same and embellishing and improving said grounds" (No. 2048), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Agnew, Int. No. 1446, entitled "An act to amend the Greater New York charter in relation to the salaries of surgeons of police" (No. 2046), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Stanley, Int. No. 1480, entitled "An act to amend chapter 621 of the Laws of 1896,

entitled 'An act in relation to the jurisdiction of the department of public parks in the city of New York over certain streets in said city,' as amended by chapter 319 of the Laws of 1897" (No. 2104), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. La Fetra, Int. No. 1461, entitled "An act to amend section 10 of the Greater New York charter, in relation to the powers of the board of estimate and apportionment" (No. 2075), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Rigby, Int. No. 1500, entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the application of said act to the city of Yonkers" (No. 2162), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. F. G. Whitney, Int. No. 1502, entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder" (No. 2164), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Beihilf, Int. No. 1485, entitled "An act to provide for a commissioner of records of the county of New York" (No. 2131), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. F. C. Wood, Int. No. 79,

entitled "An act to amend chapter 568 of the Laws of 1895, entitled 'An act to incorporate the city of Johnstown,' in relation to the appointment, compensation, powers and duties of the superintendent of streets and the superintendent of waterworks" (No. 79), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hammond, Int. No. 1477, entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to police pension fund and firemen's pension fund" (No. 2101), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. La Fetra, Int. No. 1483, entitled "An act to amend the Greater New York charter, in relation to license for hoisting, etc." (No. 2107), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Prince, Int. No. 1492, entitled "An act enabling the Board of Embalming Examiners of the State of New York to receive the application of Patrick J. Burke, of the borough of Manhattan, city of New York, for a license to engage in the business of embalming" (No. 2138), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Sullivan, Int. No.

1010, entitled "An act to amend the Greater New York charter, relating to the preference in the paid fire department of volunteer firemen" (No. 2157), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Gray, Int. No. 396, entitled "An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie,' relative to the officers of said city, their duties, etc." (No. 1472, Senate reprint No. 1093), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to.

Mr. Gray moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Palmer	Smith J E
Allen F E	Cowan	Hooker	Parker	Smith J T
Allen J G	Cunningham	Hooper	Patton	Standart
Anderson	Dale	Hornidge	Pendry	Stanley
Apgar	Dodd	Hubbs	Perry	Stevens
Bass	Donovan	Hurd	Phillips	Sullivan
Becker	Dowling	Kavanaugh	Plank	Tenjost
Bedell	Ellis	Knapp	Platt	Thompson G F
Beebe	Etzel	La Fetra	Pratt	Thonet
Beihilf	Evans	La Rue	Prentice	Tompkins
Bird	Everett	Leggett	Prince	Waddell
Bisland	Fish	Machacek	Quinn	Wade
Brady	Foelker	Maier	Reeve	Wagner
Brooks	Foster	Malloy	Reilly	Wadsworth
Burnett	Francisco	Mathews T F	Rigby	Wainwright
Burns	Freidel	Matthews C R	Rogers	Wedemeyer
Burzynski	Fuller	McKeown	Rosenstein	West
Byrne	Gardner	McManus	Salomon	Wemple
Cadin	Gates	Mead	Sammon	Whitney F G

Cahn	Grady	Merritt	Santee	Whitney G H
Callahan	Grattan	Miller	Schoeneck	Wiegand
Carrier	Gray	Monroe	Shanahan	Wilsnack
Caughlan	Gurnett	Moreland	Sheehy	Wolf
Charles E E	Hackett	Murphy .	Sheldon	Wood F C
Charles W B	Hammond	Newton	Sherry	Wood F X
Cooke	Hanford	Nugent	Shuttleworth	Yale
Coon	Hapeman	Ogden	Slocum	Young
Cotton	Hartman	O'Neill	Smith A E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Tompkins, Int. No. 1472, entitled "An act to amend section 315 of the Greater New York charter, with respect to the duties of the police department and force" (No. 2087), reported in favor of the passage of the same with the following amendments:

Page 2, line 6, after the word "direct" insert a comma and inclose in brackets the word "and;" also, after the word "control" insert a comma and the words "restrict and direct."

Same page, line 11, strike out the words "as may be necessary" and insert the words "for the conduct of vehicular traffic in the use of the public streets, squares and avenues as he may deem necessary."

JEAN L. BURNETT,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Prentice, Int. No. 1244, entitled "An act to amend the Greater New York charter, as reenacted by chapter 466 of the Laws of 1901, relative to the police department" (No. 1599), reported in favor of the passage of the same with the following amendments:

In title, strike out the words "as reenacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one."

Page 1, line 3, after the word "one" insert a comma and strike out the word "and."

Same page, line 5, strike out the words " so as."

Page 2, line 9, strike out the bracket.

Same page, line 10, strike out the bracket and the words " ten thousand."

Page 3, line 2, bracket the word " either " and insert the word " any " after the word " to."

Page 4, line 9, strike out the words " so as."

Page 5, line 8, strike out the period and bracket.

Same page, line 11, strike out the bracket.

Page 6, line 8, strike out the words " so as."

Same page, line 10, before the bracket insert " § 290."

Page 7, strike out all of lines 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, and in place thereof insert the words " The central office bureau of detectives, heretofore existing pursuant to this section, as revised and reenacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one, and the position of detective sergeant in the police force, are hereby abolished. The persons now holding the said position of detective sergeant shall remain members of the police force, of the rank or grade they respectively held at the time they were selected, appointed or assigned to perform detective duty; provided that the time since such selection, appointment or assignment shall count for all purposes as though served continuously by them in said rank or grade; and provided further, that those persons now holding the said position of detective sergeant who, on the first day of April, nineteen hundred and one, were acting as such in the said central office bureau of detectives, under the authority of section two hundred and ninety of chapter three hundred and seventy-eight of the laws of eighteen hundred and ninety-seven, or who, prior to the said date, had served for ten years in the said bureau, shall, whether they are hereafter detailed to perform detective duty or otherwise, have the rank and pay of sergeants of police. The police commissioner shall organize and maintain a bureau for detective purposes to be known as the bureau of criminal investigation, and shall assign to the command thereof a member of the police force, who, while acting in such capacity, shall receive the salary regularly attaching to the office of inspector; provided, however, that such assignment shall be revocable at the pleasure of the commissioner. The police commissioner shall, from time to time, detail to service in said bureau as many members of the force as he may determine to be necessary to make the

bureau efficient, and may at any time remand them to regular duty. Of the members of the force so detailed the police commissioner may because of superior detective efficiency designate not exceeding one hundred in number as detectives of the first grade who while performing duty in said bureau, and while so designated as detectives of the first grade, shall be paid two thousand dollars annually in lieu of all other salary or compensation, but the police commissioner may at his pleasure revoke any such designation. Any member of the force detailed to said bureau while so detailed shall retain his rank in the force and shall be eligible for promotion the same as if serving in the uniformed force, and the time during which he serves in said bureau shall count for all purposes as if served in his rank or grade in the uniformed force. The headquarters of said bureau shall be at police headquarters in the borough of Manhattan. A branch office shall be maintained in the borough of Brooklyn. Other branch offices may be maintained in such places as the commissioner may determine."

Page 8, strike out all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25.

Page 9, line 4, strike out the words " so as."

Same page, line 24, strike out the words " so as."

Page 11, line 6, strike out the words " so as."

Same page, line 18, strike out the words " or by reduction in rank."

Same page, line 19, strike out the words " or grade."

Page 13, strike out all of lines 18, 19, 20, 21, 22, 23, 24 and 25.

Strike out all of pages 14, 15 and 16.

Page 17, strike out all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10.

Same page, line 11, strike out the figures " 10 " and in place thereof insert the figure " 7."

Same page, line 19, strike out the figures " 11 " and in place thereof insert the figure " 8;" also, strike out the word " immediately " and in place thereof insert the words " June first, nineteen hundred and five."

JEAN L. BURNETT,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hackett, Int. No. 1409,

entitled "An act to authorize and provide for the erection and maintenance of a new public hospital in the city of New York" (No. 1938), reported in favor of the passage of the same with the following amendment:

Page 1, line 2, after the word "authorized" insert the words "in its discretion."

JEAN L. BURNETT,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sullivan, Int. No. 1406, entitled "An act to amend the Greater New York charter, relative to the police department" (No. 1935), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 12, after the word "least" insert the word "two" and underscore; also, inclose the word "three" in brackets.

JEAN L. BURNETT,
Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Raines, Rec. No. 334, entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter 752 of the Laws of 1900" (No. 124), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Lewis, Rec. No. 379, entitled "An act to authorize the city of Rochester to acquire by purchase certain real property located in the city of Rochester, for the purpose of providing new and enlarged fire department

headquarters, or other municipal purposes, and to convey real property owned by it as part payment therefor" (No. 1179), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Burr, Rec. No. 300, entitled "An act to amend the Greater New York charter relative to employees of ferries" (No. 1184), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Page, Rec. No. 332, entitled "An act to authorize the board of assessors of the city of New York to determine and allow the damage sustained by owners of real property in the borough of Manhattan, city of New York, by reason of the construction of the viaduct in Riverside avenue over West Ninety-sixth street" (No. 1183), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Davis, Rec. No. 311, entitled "An act empowering the Armory Commission to convey to the city of Buffalo certain lands and premises in said city occupied as an armory by the Sixty-fifth Regiment of the National Guard, and releasing the interest of the State in said lands and premises to said city of Buffalo" (No. 488), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 206, entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes" (No. 701), reported in favor of the passage of the same

without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 347, entitled "An act for the relief of the Young Men's Christian Association of Mount Vernon, N. Y., a religious, charitable and benevolent corporation" (No. 876), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 303, entitled "An act to amend the charter of the city of New Rochelle in relation to the assessors" (No. 1133), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hawkins, Rec. No. 352, entitled "An act vacating the local assessment for acquiring title to the public place or square lying southerly of East One Hundred and Thirty-eighth street, bounded by East One Hundred and Thirty-eighth street, Mott avenue and Railroad avenue east, in the borough of the Bronx, city of New York, confirmed January 30, 1902, and August 3, 1904, and entered for collection March 27, 1905, and authorizing the comptroller of the city of New York to refund the said assessment if paid; the said public place or square never having been used as such and having been appropriated by the city of New York for a fire engine site" (No. 1095), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Gardner, Rec. No. 263, entitled "An act to authorize the board of estimate and apportionment of the city of New York to release the interest of the city of New York in and to certain lands in the borough of

Brooklyn in said city" (No. 1089), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the bill introduced by Mr. Pratt, Int. No. 1504, entitled "An act to legalize and confirm the action of a majority of the electors of the town of New Hartford, Oneida county, at the last biennial town meeting in said town, on November 3, 1903, in relation to paying 15 per cent. of the cost of improving the Bridgewater turnpike as a town charge" (No. 2166), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the bill introduced by Mr. Moreland, Int. No. 975, entitled "An act to amend chapter 198, entitled 'An act to provide for the improvement of the public highways,' by providing for the construction thereunder of highways approved by the State Engineer, but for which money is not immediately available to pay the State's share of the cost" (No. 1173), reported in favor of the passage of the same with the following amendments:

Amend the title by striking out the words "one hundred and ninety-eight" and inserting the words "chapter one hundred and fifteen of the laws of eighteen hundred and ninety-eight."

Page 2, line 10, after the word "immediately" insert the words "under the supervision of the state engineer as in this act provided."

S. PERCY HOOKER,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Ambler, Rec. No. 288, entitled "An act to amend the County Law relating to

matrons in county jails" (No. 1075), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 304, entitled "An act to authorize the supervisor or supervisors of certain towns in the county of Westchester to invest moneys received by the said towns from the city of New York, in payment of damages for highways or bridges taken by said city, in connection with the acquisition of certain lands for its water supply" (No. 1046), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Fitzgerald, Rec. No. 350, entitled "An act to amend chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York,' relative to salaries" (No. 203), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Ambler, Rec. No. 277, entitled "An act to legalize, ratify and confirm the action of the town board of the town of Stockport in the county of Columbia, compromising and settling certain claims of James A. Haynes against said town and certain litigation with reference thereto" (No. 1112), reported in favor of the passage of the same with the following amendment:

Page 2, line 5, after the word "any" insert the words "judgment or order for costs or allowance in any."

S. PERCY HOOKER,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Patton, from the committee on canals, to which was referred the bill introduced by Mr. Patton. Int. No. 1453, entitled "An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel" (No. 2052), reported in favor of the passage of the same with the following amendments:

Page 4, line 22, after the word "feet" strike out the comma and insert the words "and shall have a."

Same page, line 23, after the word "feet" strike out the word "and" and insert a semicolon and the word "the;" also, after the word "water" strike out the word "of" and insert the words "may be."

JOHN K. PATTON,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Yale, from the committee on labor and industries, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 318, entitled "An act to amend the Labor Law relative to the evidence of age of minor employees in factories, mercantile and other establishments" (No. 713), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Yale, from the committee on labor and industries, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 353, entitled "An act to amend the Labor Law relative to the issuance of employment certificates for employees in factories and mercantile establishments" (No. 1216), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Yale, from the committee on labor and industries, to which was referred the Senate bill introduced by Mr. Armstrong, Rec.

No. 289, entitled "An act to amend the Labor Law relating to children working in streets and public places in cities of the first and second classes" (No. 1068), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cadin, from the committee on commerce and navigation, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 269, entitled "An act to amend the Navigation Law, relative to fees for inspections and licenses" (No. 880), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. J. T. Smith, from the committee on banks. to which was referred the Senate bill introduced by Mr. Stevens, Rec. No. 339, entitled "An act to amend the Banking Law in relation to the amount which a bank or trust company may loan to any person, company, corporation or firm" (No. 1086), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. J. T. Smith, from the committee on banks. to which was referred the Senate bill introduced by Mr. Cullen, Rec. No. 285, entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (No. 1118), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Reeve, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Wade, Int. No. 1205, entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua county" (No. 1539), reported in favor of the passage of the same with the following amendment:

Page 2, line 9, strike out the word "November" and insert the word "October."

WILLIS A. REEVE,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Knapp, Int. No. 799, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Cane McCafrey & Co. for damages caused by beach of contract, and to render judgment therefor" (No. 928), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Knapp, Int. No. 1425, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the widow of Dennis O'Brien against the State of New York for damages alleged to have been sustained by the killing of Dennis O'Brien, during the year 1893" (No. 1985), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Wilson, Int. No. 1369, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Matthew Edgar, William John Edgar, John Dowd, Thomas Parker and James H. Akins against the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, N. Y." (No. 1867), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Cadin, Int. No. 1239, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jairus Pierce against the State of New York for damages alleged to have been sustained by him, and to render judgment therefor" (No. 1594), reported

in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Leggett, Int. No. 827, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker & Co. against the State for damages alleged to have been sustained by it, and to render judgment therefor" (No. 969), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Young, Int. No. 1387, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Eliza Knack against the State of New York, for damages alleged to have been sustained by her husband, Ludwig Knack, deceased, in the city of New York, through the negligence of the attendants of the Manhattan State Hospital, at Ward's Island, New York city" (No. 1906), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Agnew, Int. No. 1379, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Gustave Kaiser against the State of New York" (No. 1891), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Agnew, Int. No. 1402, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James F. Shiels against the State of New York" (No. 1931), reported in favor of the passage

of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Waddell, Int. No. 1476, entitled "An to release to Eugene Coman all the right, title and interest of the people of the State of New York of, in and to certain real estate in the town of Luzerne, Warren county and State of New York" (No. 2100), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. C. R. Matthews, Int. No. 1475, entitled "An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York, acquired by escheat or otherwise on the death of said Joseph Demers" (No. 2099), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Hammond, Int. No. 401, entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Abeel against the State of New York, for damages to his lands near Little Falls, N. Y., and their use, alleged to have been sustained by him by reason of the negligence of the State of New York in connection with the management and repairs of the canal, the leaky condition of its banks, and by reason of spoil bank and other encroachments for the benefit of the canal; from August, 1899, until January 1, 1902" (No. 401), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on claims, to which was referred the bill introduced by Mr. Becker, Int. No. 1180, entitled "An act to release to Philip C. Rand all the right, title and interest

of the people of the State of New York in and to certain real estate in the town of Pittsford, in the county of Monroe, in the State of New York" (No. 1489), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hammond, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished." (No. 2119, Int. No. 491.)

"An act to amend the Penal Code, in relation to obtaining by fraud or without authority signatures to applications or property for degrees, secrets or membership in secret fraternities." (No. 2124, Int. No. 1236.)

"An act to amend chapter 516 of the Laws of 1892, entitled 'An act to advance learning, the arts and sciences, and to promote the public welfare by providing for the conveyance, holding and protection of property, and the creation of trusts for the founding, endowing, erection and maintenance of public libraries, museums and other educational institutions within this State." (No. 2126, Int. No. 1316.)

"An act to amend section 2615 of the Code of Civil Procedure relating to the probate of wills." (No. 2118, Int. No. 409.)

"An act to provide for the selection, appropriation, maintenance and management by the Commissioners of the Palisades Interstate Park of certain mountain lands along the Hudson river in Rockland county as a public park." (No. 2121, Int. No. 852.)

"An act to amend chapter 722 of the Laws of 1894, entitled 'An act to incorporate the Niagara, Lockport and Ontario Power Company,' relative to limiting the amount of water to be taken from the Niagara river, requiring the company to furnish electric power to consumers at fixed rates, extending the territory in which power may be sold, defining its powers of condemnation, striking out the right to sell water for municipal purposes, removing limitation of capital stock, authorizing changes in the

number of directors, conforming the act in certain particulars to the general laws of the State and otherwise." (No. 1977, Int. No. 974.)

"An act to release to Charles E. Coddington all the right, title and interest of the people of the State of New York, in and to certain real estate situate in the borough of Manhattan, city, county and State of New York." (No. 1821, Int. No. 1354.)

"An act to authorize and empower the board of assessors of the city of New York to estimate and allow the damages sustained by the owners of real property fronting upon the streets approaching the new bridge across Gowanus canal at Third street, in the borough of Brooklyn, city of New York." (No. 2110, Rec. No. 190.)

Senate, "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to fees received by an officer of a city government." (No. 2109, Rec. No. 233.)

"An act to amend the Code of Criminal Procedure, relative to the suspension of sentence and probation officers." (No. 2116, Rec. No. 220.)

"An act to amend chapter 193 of the Laws of 1846, entitled 'An act to incorporate the University of Buffalo,' in relation to the office of curator." (No. 2114, Rec. No. 101.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1930) entitled "An act to amend section 88 New York charter in relation to the powers of the board of estimate and apportionment" (Int. No. 1382), reported the same with the following recommendations:

Insert a comma after the word "charter" in second line of title.

Page 1, line 2, after the word "charter" insert a comma and the words "as reenacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one;" strike out the words "thereto and," and after the word "end" insert the words "thereof a new paragraph to be known as paragraph tenth and to read as follows."

Same page, strike out all of line 3 before the word "Tenth" and make said word "tenth" the beginning of a new paragraph.

Page 2, strike out underscoring under line 9.

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 976) entitled "An act to amend article 6 of the Lien Law, relative to the lien of keepers of automobile garages" (Int. No. 834), reported the same with the following recommendations:

Strike out the words "article six of" in second line of title.

Page 1, line 1, after the word "of" insert the words "chapter four hundred and eighteen of the laws of eighteen hundred and ninety-seven, entitled 'An act in relation to liens, constituting chapter forty-nine of the general laws,'" and strike out the words "the lien law."

Same page, line 2, strike out the word "thereto" and insert the word "thereof."

Same page, strike out the underscoring under line 6.

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1930) entitled "An act to amend section 88 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville'" (Int. No. 1397), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend chapter two hundred and seventy-five of the laws of eighteen hundred and ninety-nine, entitled 'An act to revise the charter of the city of Gloversville,' relative to assessment rolls."

Page 1, line 4, after the word "is" insert the word "hereby," and strike out the words "so as."

Page 2, line 8, strike out the word "thereof" and insert the word "thereon."

Page 5, line 21, strike out the word "supervisor" and insert the word "supervisors."

Page 6, after line 12, insert the following:

"§ 2. This act shall take effect immediately."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2057) entitled "An act to amend an act entitled 'An act to incorporate the city of Johnstown,' being chapter 568 of the Laws of 1895" (Int. No. 1458), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend chapter five hundred and sixty-eight of the laws of eighteen hundred and ninety-five, entitled 'An act to incorporate the city of Johnstown,' relative to streets."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1893) entitled "An act to amend the Greater New York charter relative to the operation of ferries and the acquirement of property therefor" (Int. No. 1381), reported the same with the following recommendations:

Insert a comma after the word "charter" in second line of title.

Page 1, line 3, insert a comma after the word "one," and after the word "amended" insert the words "by chapter six hundred and twenty-four of the laws of nineteen hundred and three."

Page 3, line 16, strike out the word "charter" and insert the word "chapter."

Same page, line 17, after the first word "amended" insert the words "by chapter six hundred and twenty-four of the laws of nineteen hundred and three."

Same page, line 18, after the word "docks" insert a comma.

Page 8, line 1, strike out the word "charter" and insert the word "chapter."

Same page, line 2, after the first word "amended" insert the words "as added by chapter six hundred and eleven of the laws of nineteen hundred and two, as amended by chapter six hundred and twenty-four of the laws of nineteen hundred and three," and strike out the word "further."

Same page, line 5, insert a comma after the word "privileges."

Same page, line 7, insert a comma after the word "water."

Page 9, line 12, insert a comma after the word "extinguished."

Same page, line 15, after the word "of" insert the words "said chapter," and strike out the words "the Greater New."

Same page, line 16, strike out the words "York charter" and "further;" after the first word "amended" insert the words "by chapter six hundred and twenty-four of the laws of nineteen hundred and three.

Same page, line 20, insert a comma after the word "law."

Page 10, line 7, insert a comma after the word "possessed."

Same page, line 10, insert a comma after the word "section."

Page 11, line 1, insert a comma after the word "fund."

Same page, after line 22, insert the following:

"§ 5. This act shall take effect immediately."

FRED W. HAMMOND,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1910) entitled "An act to vacate and abandon a portion of Second street in the village of Oneida Castle, as a street, and providing that the land lying contiguous to such abandoned portion on the south shall be bounded northerly by a line one rod northerly of the present southerly line of said street and releasing the remainder of said street to the village of Oneida Castle" (Int. No. 1398), reported the same with the following recommendations:

In sixth line of title, after the word "releasing," insert the words "strip one rod in width to Charles Hitchcock and."

Page 2, line 5, strike out the word "estate" and insert the word "state."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' by authorizing the city of Oswego to raise funds to meet deficit in its department of works." (No. 2049, Int. No. 1449.)

"An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interest of infants not in being in real property." (No. 2148, Int. No. 1184.)

"An act to amend the Liquor Tax Law, in relation to penalties." (No. 2143, Int. No. 108.)

"An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands." (No. 2147, Int. No. 1386.)

"An act to amend the Civil Service Law, in relation to veterans." (No. 2150, Rec. No. 154.)

"An act to amend the Forest, Fish and Game Law, in relation to fires to clear land." (No. 2151, Int. No. 1307.)

"An act to amend the Real Property Law, relative to the postponement or subordination of liens upon real property." (No. 2149, Int. No. 210.)

"An act to create a new boundary line between the Sixth and Twelfth wards of the city of Troy and relating to the ward officers of such wards." (No. 2145, Int. No. 835.)

"An act to amend the Tax Law, in relation to the transfer tax clerk of Suffolk county." (No. 2144, Int. No. 178.)

"An act to amend chapter 168 of the Laws of 1896, entitled 'An act in relation to the State dams on the Beaver and Moose

rivers,' in relation to the commissioners appointed thereby." (No. 2146, Int. No. 1353.)

"An act for the relief of Eugene Scherri." (No. 2095, Int. No. 919.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of William D. Hudson, for salary alleged to be due him as Deputy State Factory Inspector, and to render judgment therefor." (No. 1994, Int. No. 1434.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James L. Gernon, for salary alleged to be due him as Deupty State Factory Inspector, and to render judgment therefor." (No. 2056, Int. No. 1457.)

"Concurrent resolution proposing amendment to section 1 of article 2 of the Constitution relating to qualification of voters." (No. 2000, Int. No. 500.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Anna Fleming against the State for damages alleged to have been sustained by her, and to render judgment therefor." (No. 2051, Int. No. 1451.)

"An act to authorize the board of trustees of the village of White Plains to appoint an assessor and prescribe manner of collecting tax." (No. 2096, Int. No. 856.)

"An act to authorize the board of water commissioners of the village of Peekskill in the county of Westchester to issue bonds for the expense of a new force main and provide for the payment of water bonds of the village of Peekskill." (No. 1896, Int. No. 1384.)

"An act to provide for the appointment of Supreme Court Commissioners in judicial departments containing counties having a certain population, and providing for the mode of selecting and appointing such Supreme Court Commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners." (No. 1377, Int. No. 1118.)

"An act to amend the Stock Corporations Law, in relation to consent to change place of business." (No. 1941, Int. No. 1412.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley & Love, against the State of New York." (No. 17, Int. No. 17.)

"An act to amend the Code of Civil Procedure relative to the power and jurisdiction of justices of the peace in certain instances." (No. 790, Int. No. 703.)

"An act to authorize the city of Watertown to borrow money for current municipal expenses arising in relation to the Roswell P. Flower Memorial Library, the maintenance and repair of school buildings and highways, the construction, maintenance and repair of sewers, and to pay temporary deficiencies in the funds of the board of education and the board of public safety, and to issue therefor certificates of indebtedness." (No. 1912, Int. No. 1401.)

"An act for the relief of Catherine F. Mahon." (No. 2155, Rec. No. 215.)

"An act to amend subdivision 4 of section 2388 of the Code of Civil Procedure, relative to the service of certain notices upon heirs." (No. 2115, Rec. No. 198.)

"An act to extend Hickory street in the city of Utica through the lands of the State Hospital at Utica, N. Y." (No. 1887, Int. No. 1375.)

"An act to amend chapter 130 of the Laws of 1897, entitled 'An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State under and pursuant to chapter 604 of the Laws of 1886, on insurance on property in the village of Patchogue, Suffolk county,' in relation to the custody and disposition of such receipts." (No. 1982, Int. No. 1422.)

"An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to revising several sections of the said charter." (No. 2152, Int. No. 286.)

"An act to amend the Highway Law, relative to extraordinary repairs of highways and bridges." (No. 2123, Int. No. 1164.)

"An act to release to Margaret Marth all the right, title and interest of the people of the State of New York in and to certain real estate situated at Brentwood Plaza, Westchester county, and in certain real estate situated in the town of Southampton, Suffolk county and State of New York, acquired by escheat or otherwise upon the death of Roman Marth, deceased." (No. 1217, Int. No. 1007.)

"An act providing for the payment of certain notes and indebtedness of the town of Frankfort, county of Herkimer, and authorizing the issue of town bonds for such purposes." (No. 2128, Int. No. 1405.)

"An act to amend the Penal Code, in relation to unauthorized advertisements for applicants for degrees or membership in any secret fraternity." (No. 1597, Int. No. 1242.)

"An act to amend the Penal Code, relating to the unauthorized use of the name, title of officers, insignia, ritual or ceremonies of certain orders and societies." (No. 2129, Int. No. 1442.)

"An act to authorize the comptroller of the city of New York to refund taxes erroneously paid by Elizabeth McGowan." (No. 1706, Int. No. 1299.)

"An act to amend the Greater New York charter, relative to the appointment of police matrons." (No. 1774, Int. No. 1323.)

"An act to amend the Penal Code in relation to the misconduct of officers at drawing of jurors and the formation of a jury." (No. 911, Int. No. 788.)

"An act to amend the Penal Code, relative to the desecration, mutilation or improper use of the flag of the United States, or of this State." (No. 1929, Int. No. 1396.)

"An act to amend the Public Health Law, in relation to examination of immigrants arriving at the Port of New York." (No. 1557, Int. No. 1219.)

"An act to amend chapter 722 of the Laws of 1894, entitled 'An act to incorporate the Niagara, Lockport and Ontario Power Company,' relative to limiting the amount of water to be taken

from the Niagara river, requiring the company to furnish electric power to consumers at fixed rates, extending the territory in which power may be sold, defining its powers of condemnation, striking out the right to sell water for municipal purposes, removing limitation of capital stock, authorizing changes in the number of directors, conforming the act in certain particulars to the general laws of the State and otherwise." (No. 1977, Int. No. 974.)

The bill (No. 2090) entitled "An act to encourage the formation of companies to supply Pasteurized or clarified milk and cream and pure dairy products and to exempt the same from the provisions of sections 1 and 2 of chapter 290 of the Laws of 1899, and section 7 of the Stock Corporations Law" (Int. No. 1022), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 80
NOES 38

Those who voted in the affirmative were:

Allen F E	Coutant	Hapeman	Miller	Shuttleworth
Allen J G	Cowan	Hartman	Monroe	Smith A E
Anderson	Cunningham	Hastings	Moreland	Smith J E
Bass	Dale	Hubbs	Newton	Smith J T
Bedell	Dowling	Hurd	O'Neill	Stanley
Beebe	Ellis	Kavanaugh	Palmer	Steele
Bird	Fish	Knapp	Parker	Stevens
Bisland	Fitzsimons	La Fetra	Patton	Thompson G F
Brooks	Foster	Leggett	Platt	Thompson J A
Burnett	Francisco	Lewis	Pratt	Wade
Burns	Freidel	Machacek	Reeve	West
Byrne	Gardner	Maier	Reilly	Whitney F G
Cadin	Grattan	Mathews T F	Rogers	Whitney G H
Callahan	Gray	McKeown	Santee	Wilsnack
Coon	Gurnett	McManus	Schoeneck	Wilson
Cotton	Hanford	Mead	Scovill	Yale

Those who voted in the negative were:

Becker	Donovan	Murphy	Rigby	Smith R H
Beihilf	Etzel	Nugent	Rosenstein	Standart

Brady	Foelker	Pendry	Salomon	Sullivan
Burzynski	Fuller	Perry	Sheldon	Tompkins
Cahn	Grady	Phillips	Sherry	Waddell
Carrier	Hammond	Plank	Slocum	Wiegand
Charles E E	La Rue	Prince	Smith A P	Wood F X
Cox	Matthews C R	Quinn		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 925) entitled "An act to amend the State Printing Law in relation to qualifications of contractors" (Rec. No. 312), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate bill (No. 652) entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Rec. No. 124), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 91
NOES 19

Those who voted in the affirmative were:

Anderson	Dowling	La Fetra	Quinn	Stevens
Bedell	Ellis	La Rue	Reilly	Sullivan
Beihilf	Etzel	Lewis	Rigby	Tenjost
Bird	Fish	Machacek	Rosenstein	Thompson G F
Bisland	Fitzsimons	Maier	Salomon	Thompson J A
Brady	Francisco	Malloy	Sammon	Thonet
Brooks	Freidel	Mathews T F	Scovill	Waddell
Burns	Fuller	Matthews C R	Shanahan	Wagner
Burzynski	Grady	McKeown	Sheehy	Wadsworth
Byrne	Grattan	McManus	Sheldon	Wainwright
Cahn	Gray	Mead	Sherry	Wedemeyer
Callahan	Gurnett	Newton	Smith A P	West
Caughlan	Hackett	Nugent	Smith A E	Wiegand
Charles W B	Hanford	Parker	Smith J E	Wilsnack
Cotton	Hartman	Patton	Smith R H	Wolf
Cunningham	Hastings	Pendry	Standart	Wood F C
Dale	Hurd	Prentice	Stanley	Yale
Dodd	Kavanaugh	Prince	Steele	Young
Donovan				

Those who voted in the negative were:

Allen F E	Coutant	Murphy	Santee	Wilson
Allen J G	Hammond	Ogden	Smith J T	Wood F X
Bass	Hapeman	Phillips	Tompkins	Speaker
Cadin	Hooker	Rogers	Wade	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 14) entitled "An act to amend sections 481 and 500 of the Code of Civil Procedure relating to the contents of a complaint and answer" (Rec. No. 127), having been announced for a third reading,

On motion of Mr. Rogers, said bill was recommitted to the committee on revision, retaining its place on the order of third reading,

The Senate bill (No. 1042) entitled "An act to amend the Greater New York charter relative to the municipal court of the city of New York" (Rec. No. 240), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100
NOES 46

Those who voted in the affirmative were:

Allen F E	Cox	Hooper	Pendry	Stanley
Allen J G	Cunningham	Hubbs	Perry	Steele
Bass	Dowling	Hurd	Phillips	Stevens
Becker	Etzel	Knapp	Plank	Tenjost
Bedell	Evans	La Rue	Platt	Thompson G F
Beebe	Fish	Leggett	Pratt	Thonet
Beihilf	Foelker	Lewis	Prentice	Waddell
Bisland	Foster	Maier	Reeve	Wade
Brady	Francisco	Matthews C R	Rigby	Wadsworth
Brooks	Freidel	Mead	Rogers	Wainwright
Burnett	Gardner	Merritt	Santee	West
Cadin	Gates	Miller	Schoeneck	Wemple
Callahan	Grattan	Monroe	Scovill	Whitney F G
Carrier	Gray	Moreland	Sheldon	Whitney G H

Charles E E	Hammond	Murphy	Shuttleworth	Wilsnack
Charles W B	Hanford	Newton	Slocum	Wilson
Coon	Hapeman	Ogden	Smith A P	Wood F C
Cotton	Hartman	O'Neill	Smith J E	Wood F X
Coutant	Hastings	Parker	Smith J T	Yale
Cowan	Hooker	Patton	Standart	Young

Those who voted in the negative were:

Anderson	Donovan	Kavanaugh	Prince	Smith A E
Bird	Ellis	La Fetra	Quinn	Smith R H
Burns	Everett	Machacek	Reilly	Sullivan
Burzynski	Fitzsimons	Malloy	Rosenstein	Thompson J A
Byrne	Fuller	Mathews T F	Salomon	Tompkins
Cahn	Grady	McKeown	Sammon	Wagner
Caughlan	Gurnett	McManus	Shanahan	Wedemeyer
Cooke	Hackett	Nugent	Sheehy	Wiegand
Dale	Hornidge	Palmer	Sherry	Wolf
Dodd				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 43, Assembly reprint No. 2030) entitled "Concurrent resolution proposing amendments to section 2 of article 1 of the Constitution relating to trial by jury" (Rec. No. 67), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 3

Those who voted in the affirmative were:

Agnew	Coutant	Hanford	Ogden	Smith J E
Allen F E	Cowan	Hartman	Parker	Smith J T
Allen J G	Cox	Hastings	Patton	Standart
Anderson	Cunningham	Hooker	Pendry	Stanley
Apgar	Dale	Hooper	Perry	Stevens
Bass	Dodd	Hornidge	Plank	Sullivan
Becker	Donovan	Hubbs	Pratt	Tenjost
Beebe	Dowling	Hurd	Prentice	Thompson J A
Beihilf	Ellis	Kavanaugh	Prince	Thonet
Bird	Etzel	Knapp	Quinn	Tompkins
Bisland	Everett	La Fetra	Reeve	Waddell
Brady	Fish	La Rue	Reilly	Wadsworth
Brooks	Fitzsimons	Leggett	Rogers	Wainwright

Burnett	Foelker	Lewis	Rosenstein	Wedemeyer
Burns	Foster	Machacek	Salomon	West
Burzynski	Francisco	Maier	Sammon	Wemple
Byrne	Freidel	Mathews T F	Santee	Whitney F G
Cadin	Fuller	Matthews C R	Schoeneck	Whitney G H
Cahn	Gardner	McKeown	Scovill	Wiegand
Callahan	Gates	McManus	Sheehy	Wilson
Carrier	Grady	Mead	Sheldon	Wolf
Caughlan	Grattan	Merritt	Sherry	Wood F C
Charles E E	Gray	Monroe	Shuttleworth	Wood F X
Charles W B	Gurnett	Moreland	Smith A P	Yale
Cooke	Hackett	Newton	Smith A E	Young
Cotton	Hammond	Nugent		

Those who voted in the negative were:

Palmer	Phillips	Wade

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2016) entitled "An act to amend the Liquor Tax Law, in relation to the violation and the penalties for a violation of such law twice during the term of any one certificate" (Int. No. 1129), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Pendry	Smith R H
Allen F E	Dale	Hubbs	Perry	Standart
Allen J G	Dodd	Hurd	Phillips	Stanley
Apgar	Donovan	Kavanaugh	Plank	Steele
Bass	Dowling	Knapp	Platt	Stevens
Bedell	Ellis	EaFetra	Pratt	Sullivan
Beebe	Etzel	La Rue	Prince	Tenjost
Beihilf	Evans	Leggett	Quinn	Thompson G F
Bird	Everett	Lewis	Reeve	Thompson J A
Bisland	Fitzsimons	Machacek	Reilly	Thonet
Brady	Foelker	Maier	Rigby	Tompkins
Brooks	Foster	Malloy	Rogers	Waddell
Burnett	Francisco	Mathews T F	Rosenstein	Wade
Burns	Freidel	Matthews C R	Sammon	Wadsworth
Byrne	Fuller	McKeown	Santee	Wainwright
Cadin	Gardner	McManus	Schoeneck	West

Cahn	Gates	Merritt	Scovill	Whitney F G
Callahan	Grady	Miller	Shanahan	Whitney G H
Carrier	Grattan	Moreland	Sheehy	Wiegand
Caughlan	Gray	Murphy	Sheldon	Wilsnack
Charles E E	Gurnett	Newton	Lherry	Wilson
Charles W B	Hanford	Nugent	Shuttleworth	Hackett
Cooke	Hapeman	Ogden	Slocum	Wood F C
Cotton	Hartman	Palmer	Smith A P	Wod F X
Coutant	Hastings	Parker	Smith A E	Yale
Cowan	Hooker	Patton	Smith J T	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1957) entitled "An act to amend the Agricultural Law, in relation to the prevention of disease in fruit trees, and the pests that infest the same" (Int. No. 1163), having been announced for a third reading,

Mr. Wilson moved that said bill be recommitted to the committee on agriculture, with instructions to report the same forthwith amended as follows:

Page 5, lines 6 and 7, strike out the words "for the amount named in such certificate" and insert in place thereof the words "in an amount equal to the value of such treatment or destruction."

Same page, line 7, after the word "premises" strike out the period and insert a comma and the words "pending the determination as to the value of such work."

Same page, line 19, after the word "persons" strike out the period and insert a comma and the words "but in any action brought upon any such claim the owner of the premises liable to pay the same, may contest the validity of the amount thereof and present proof as to the value of the work performed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Coon, from the committee on agriculture, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Plank in the chair.

The bill (No. 2094) entitled "An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation

proceedings, injunction proceedings, special liquor tax certificates, convictions, and reports and fees of county clerks" (Int. No. 1332), having been announced for a third reading,

Mr. Foelker moved that said bill be recommitted to the committee on excise, with instructions to report the same forthwith amended as follows:

Page 18, strike out all beginning with the word "Upon" in line 15, down to and including the word "surrendered" in line 10 of page 19.

Mr. Hooker moved that said bill be recommitted to the committee on excise, with instructions to report the same forthwith amended as follows:

Page 33, line 2, strike out the left-hand bracket.
Same page, line 3, strike out the right-hand bracket.

On motion of Mr. Burnett, and by unanimous consent, said bill, with pending amendments, was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker in the chair.

The bill (No. 2111) entitled "An act to amend the Town Law, in relation to shade trees and the appointment of a tree warden" (Int. No. 688), having been announced for a third reading,

Mr. Palmer moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

Page 2, line 4, strike out the word "shall" and insert in place thereof the word "may."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hooker, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2112) entitled "An act to amend chapter 632 of the Laws of 1903, entitled 'An act to regulate the practice of barbering in the State of New York; to establish a State Board of Barber Examiners, and to provide for the sanitary inspection of

barber shops,' in relation to the renewal of certificates of registration and qualification, return of moneys, apprentices and subboards" (No. 1155), having been announced for a third reading,

On motion of Mr. Hammond, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2108) entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers" (Int. No. 717), having been announced for a third reading,

On motion of Mr. Rigby, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 2093) entitled "An act to amend the Banking Law, relative to security for loans made by cooperative savings and loan associations" (Int. No. 547), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith R H
Allen F E	Cox	Hooker	Patton	Standart
Allen J G	Cunningham	Hooper	Pendry	Stanley
Anderson	Dale	Hornidge	Perry	Steele
Apgar	Dodd	Hubbs	Phillips	Stevens
Bass	Donovan	Hurd	Plank	Sullivan
Becker	Dowling	Kavanaugh	Platt	Tenjost
Bedell	Ellis	Knapp	Pratt	Thompson G F
Beebe	Etzel	La Fetra	Prentice	Thompson J A
Beihilf	Evans	La Rue	Quinn	Thonet
Bird	Everett	Leggett	Reeve	Tompkins
Bisland	Fish	Machacek	Reilly	Waddell
Brady	Fitzsimons	Maier	Rigby	Wade
Brooks	Foelker	Malloy	Rogers	Wadsworth
Burnett	Foster	Mathews T F	Rosenstein	Wainwright
Burzynski	Francisco	Matthews C R	Sammon	Wedemeyer
Byrne	Freidel	McKeown	Santee	West
Cadin	Fuller	McManus	Schoeneck	Wemple

Cahn	Gardner	Mead	Scovill	Whitney G H
Callahan	Gates	Merritt	Shanahan	Wiegand
Carrier	Grady	Miller	Sheehy	Wilsnack
Caughlan	Grattan	Monroe	Sheldon	Wilson
Charles E E	Gray	Moreland	Sherry	Wolf
Charles W B	Hackett	Newton	Shuttleworth	Wood F C
Cooke	Hammond	Nugent	Slocum	Wood F X
Coon	Hanford	Ogden	Smith A E	Yale
Cotton	Hapeman	O'Neill	Smith J E	Young
Coutant	Hartman	Palmer	Smith J T	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2113) entitled "An act to amend chapter 671 of the Laws of 1892, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to local improvements" (Int. No. 1452), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Parker	Smith J E
Allen F E	Cox	Hastings	Patton	Smith J T
Allen J G	Cunningham	Hooker	Pendry	Smith R H
Anderson	Dale	Hooper	Perry	Standart
Apgar	Dodd	Hornidge	Plank	Steele
Bass	Donovan	Hubbs	Platt	Stevens
Becker	Dowling	Hurd	Pratt	Sullivan
Bedell	Ellis	Knapp	Prentice	Thompson G F
Beebe	Etzel	La Fetra	Prince	Thompson J A
Beihilf	Evans	La Rue	Quinn	Thonet
Bird	Everett	Leggett	Reeve	Waddell
Bisland	Fitzsimons	Lewis	Reilly	Wade
Brady	Foelker	Maier	Rigby	Wagner
Brooks	Foster	Malloy	Rogers	Wadsworth
Burnett	Francisco	Mathews T F	Rosenstein	Wedemeyer
Burns	Freidel	Matthews C R	Salomon	West
Burzynski	Fuller	McKeown	Sammon	Wemple
Byrne	Gardner	McManus	Santee	Whitney F G
Cadin	Gates	Mead	Schoeneck	Whitney G H
Cahn	Grady	Miller	Scovill	Wiegand
Callahan	Grattan	Monroe	Shanahan	Wilsnack
Carrier	Gray	Moreland	Sheehy	Wilson

Charles E E	Gurnett	Murphy	Sheldon	Wolf
Charles W B	Hackett	Newton	Sherry	Wood F C
Cooke	Hammond	Ogden	Slocum	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hapeman	Palmer	Smith A E	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1975) entitled "An act to amend the Greater New York charter, relating to the hours and duties of the members of the police force" (Int. No. 1023), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Perry	Smith R H
Allen F E	Dodd	Hubbs	Phillips	Standart
Anderson	Donovan	Hurd	Plank	Stanley
Apgar	Dowling	Kavanaugh	Platt	Steele
Bass	Ellis	Knapp	Pratt	Stevens
Becker	Etzel	La Fetra	Prentice	Sullivan
Bedell	Evans	La Rue	Prince	Tenjost
Beihilf	Everett	Leggett	Quinn	Thompson G F
Bird	Fish	Lewis	Reeve	Thompson J A
Bisland	Fitzsimons	Machacek	Reilly	Thonet
Brady	Foelker	Maier	Rigby	Tompkins
Brooks	Foster	Malloy	Rogers	Waddell
Burnett	Freidel	Mathews T F	Rosenstein	Wade
Burzynski	Fuller	Matthews C R	Salomon	Wadsworth
Byrne	Gardner	McKeown	Sammon	Wainwright
Cadin	Gates	McManus	Santee	Wedemeyer
Callahan	Grady	Mead	Schoeneck	West
Carrier	Grattan	Merritt	Scovill	Wemple
Caughlan	Gray	Miller	Shanahan	Whitney F G
Charles E E	Gurnett	Moreland	Sheehy	Whitney G H
Charles W B	Hackett	Murphy	Sheldon	Wilsnack
Cooke	Hammond	Newton	Sherry	Wilson
Coon	Hanford	Nugent	Shuttleworth	Wolf
Cotton	Hapeman	O'Neill	Slocum	Wood F C
Coutant	Hartman	Palmer	Smith A P	Wood F X
Cowan	Hastings	Parker	Smith A E	Yale
Cox	Hooker	Patton	Smith J E	Young
Cunningham	Hooper	Pendry	Smith J T	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 877) entitled "An act to amend the Railroad Law in relation to the incorporation and powers of railroad corporations" (Rec. No. 317), having been announced for a third reading,

Mr. Fuller moved that said bill be recommitted to the committee on railroads, with instructions to report the same forthwith amended as follows:

Page 2, line 18, after the word "law" insert the words "pertaining directly to the actual operation of the railroad and not pertaining to the administrative purposes solely."

Page 3, line 6, after the word "therefor" insert the words "provided, however, that no railroad corporation shall have the right to extend its route or enlarge its trackage within the limits of any city or incorporated village except upon the consent of the local authorities of such city or village and upon such terms and conditions as may be prescribed by such local authorities."

Same page, line 22, at the end of line insert the words "provided, however, that no railroad corporation shall have the right to lay any additional tracks or operate upon the same within the limits of any city or incorporated village except upon the consent of the local authorities of such city or village and upon such terms and conditions as may be prescribed by such local authorities."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 93
NOES 24

Those who voted in the affirmative were:

Allen F E	Cowan	Hooper	Patton	Standart
Allen J G	Cox	Hornidge	Perry	Steele
Anderson	Dale	Hubbs	Phillips	Stevens
Bass	Dowling	Hurd	Plank	Tenjost

Bedell	Fish	Knapp	Platt	Thompson G F
Beebe	Foster	La Rue	Pratt	Thompson J A
Bisland	Francisco	Lewis	Reeve	Thonet
Brady	Freidel	Maier	Reilly	Wade
Brooks	Gardner	Malloy	Rogers	Wadsworth
Burnett	Grattan	Matthews C R	Santee	West
Burns	Gray	McKeown	Schoeneck	Wemple
Byrne	Gurnett	McManus	Sheldon	Whitney F G
Cadin	Hackett	Mead	Shuttleworth	Whitney G H
Cahn	Hammond	Miller	Slocum	Wilsnack
Carrier	Hanford	Monroe	Smith A P	Wilson
Caughlan	Hapeman	Murphy	Smith A E	Wood F X
Charles E E	Hartman	Newton	Smith J E	Yale
Coon	Hastings	O'Neill	Smith J T	Young
Cotton	Hooker	Parker		

Those who voted in the negative were:

Charles W B	Ellis	Palmer	Salomon	Stanley
Coutant	Foelker	Pendry	Scovill	Tompkins
Cunningham	Fuller	Prentice	Shanahan	Wainwright
Dodd	La Fetra	Prince	Sherry	Wedemeyer
Donovan	Mathews T F	Rigby	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1020) entitled "An act to amend section 220 of the Code of Civil Procedure relative to the designation of justices of the Appellate Division, and the times when such designations shall take effect" (Rec. No. 248), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate bill (No. 1023) entitled "An act to amend the Penal Code, relative to juvenile offenders and the suspension of sentence" (Rec. No. 221), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 292) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section 2 of article 6 of the Constitution in relation to justices of the Appellate Division of the Supreme Court" (Rec. No. 284), was read the third time, having been printed and upon the desks of

the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Perry	Standart
Allen F E	Cox	Hornidge	Phillips	Stanley
Allen J G	Cunningham	Hubbs	Plank	Steele
Anderson	Dale	Hurd	Platt	Sullivan
Apgar	Dodd	Kavanaugh	Pratt	Tenjost
Bass	Donovan	Knapp	Prentice	Thompson G F
Becker	Dowling	La Fetra	Prince	Thompson J A
Bedell	Ellis	La Rue	Quinn	Thonet
Beebe	Etzel	Leggett	Reilly	Tompkins
Beihilf	Evans	Lewis	Rigby	Waddell
Bisland	Everett	Machacek	Rogers	Wade
Bdary	Fish	Maier	Rosenstein	Wagner
Brooks	Fitzsimons	Malloy	Salomon	Wainwright
Burnett	Foelker	Mathews T F	Sammon	Wainwright
Burns	Foster	Matthews C R	Santee	Wedemeyer
Burzynski	Freidel	McKeown	Schoeneck	West
Byrne	Fuller	Mead	Scovill	Wemple
Cadin	Gardner	Merritt	Shanahan	Whitney F G
Cahn	Grady	Miller	Sheehy	Whitney G H
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Murphy	Sherry	Wilson
Caughlan	Hackett	Newton	Shuttleworth	Wilson
Charles E E	Hammond	Nugent	Slocum	Wolf
Charles W B	Hanford	O'Neill	Smith A P	Wood F C
Cooke	Hapeman	Palmer	Smith A E	Wood F X
Coon	Hartman	Parker	Smith J E	Yale
Cotton	Hastings	Patton	Smith J T	Young
Coutant	Hooker	Pendry	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Wainwright moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Allen F E	Cunningham	Hurd	Platt	Stanley
Allen J G	Dale	Kavanaugh	Pratt	Steele
Anderson	Dodd	La Fetra	Prentice	Stevens
Bass	Donovan	La Rue	Prince	Sullivan
Becker	Dowling	Leggett	Quinn	Tenjost
Bedell	Ellis	Lewis	Reeve	Thompson G F
Beebe	Etzel	Machacek	Reilly	Thompson J A
Beihilf	Fish	Maier	Rogers	Thonet
Bird	Fitzsimons	Malloy	Rosenstein	Tompkins
Bisland	Foelker	Mathews T F	Salomon	Waddell
Brady	Foster	Matthews C R	Sammon	Wade
Brooks	Francisco	McManus	Santee	Wagner
Burnett	Freidel	Miller	Schoeneck	Wadsworth
Burns	Fuller	Moreland	Scovill	Wainwright
Burzynski	Gardner	Murphy	Shanahan	Wedemeyer
Cadin	Grady	Newton	Sheehy	West
Cahn	Grattan	Nugent	Sherry	Wemple
Carrier	Gray	Ogden	Shuttleworth	Whitney F G
Caughlan	Hackett	O'Neill	Slocum	Whitney G H
Charles E E	Hammond	Parker	Smith A P	Wiegand
Charles W B	Hapeman	Patton	Smith A E	Wilson
Coon	Hartman	Pendry	Smith J E	Wolf
Cotton	Hastings	Perry	Smith J T	Wood F X
Coutant	Hooker	Phillips	Smith R H	Yale
Cowan	Hooper	Plank	Standart	Young
Cox	Hubbs			127

Mr. Wainwright moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Wainwright moved to take from the table his resolution reconsidering the vote by which Assembly bill No. 141 (Int. No. 141) was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 78
NOES 50

Those who voted in the affirmative were:

Allen F E	Cunningham	Lewis	Prentice	Thonet
Allen J G	Dowling	Maier	Reeve	Tompkins
Bass	Fish	Matthews C R	Rigby	Waddell
Becker	Foelker	Miller	Rogers	Wade
Bedell	Foster	Moreland	Santee	Wadsworth

Beebe	Fuller	Murphy	Scovill	Wainwright
Beihilf	Gardner	Newton	Sheldon	West
Bisland	Gray	Ogden	Slocum	Wemple
Burnett	Hammond	O'Neill	Smith A P	Whitney F G
Cadin	Hapeman	Palmer	Smith J E	Whitney G H
Carrier	Hastings	Parker	Smith J T	Wilson
Charles E E	Hooker	Pendry	Stanley	Wood F X
Charles W B	Hooper	Perry	Steele	Yale
Cotton	Hubbs	Phillips	Stevens	Young
Coutant	Hurd	Plank	Thompson G F	Speaker
Cowan	La Rue	Pratt		

Those who voted in the negative were:

Anderson	Dale	Hartman	Platt	Smith A E
Bird	Dodd	Kavanaugh	Prince	Smith R H
Brooks	Donovan	La Fetra	Quinn	Standart
Burns	Ellis	Machacek	Reilly	Sullivan
Burzynski	Etzel	Malloy	Rosenstein	Tenjost
Byrne	Fitzsimons	Mathews T F	Salomon	Thompson J A
Cahn	Francisco	McKeown	Schoeneck	Wagner
Caughlan	Freidel	McManus	Sheehy	Wedemeyer
Coon	Grady	Nugent	Sherry	Wiegand
Cox	Hackett	Patton	Shuttleworth	Wolf

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 77
NOES 50

Those who voted in the affirmative were:

Allen F E	Cowan	La Rue	Prentice	Thonet
Allen J G	Cunningham	Lewis	Reeve	Waddell
Bass	Dowling	Maier	Rigby	Wade
Becker	Fish	Matthews C R	Rogers	Wadsworth
Bedell	Foelker	Miller	Santee	Wainwright
Beebe	Foster	Moreland	Scovill	West
Beihilf	Fuller	Murphy	Sheldon	Wemple
Bisland	Gardner	Newton	Slocum	Whitney F G
Brady	Gray	Ogden	Smith A P	Whitney G H
Burnett	Hammond	Parker	Smith J E	Wilsnack
Cadin	Hapeman	Pendry	Smith J T	Wilson
Carrier	Hastings	Perry	Stanley	Wood F X
Charles E E	Hooker	Phillips	Steele	Yale
Charles W B	Hooper	Plank	Stevens	Young
Cotton	Hubbs	Pratt	Thompson G F	Speaker
Coutant	Hurd			

Those who voted in the negative were:

Anderson	Dale	Hartman	Patton	Shuttleworth
Bird	Dodd	Hornidge	Platt	Smith A E

Brooks	Donovan	Kavanaugh	Prince	Smith R H
Burns	Ellis	Machacek	Quinn	Standart
Burzynski	Etzel	Malloy	Reilly	Sullivan
Byrne	Fitzsimons	Mathews T F	Rosenstein	Tenjost
Cahn	Francisco	McKeown	Salomon	Thompson J A
Caughlan	Freidel	McManus	Schoeneck	Wagner
Coon	Grady	Nugent	Sheehy	Wiegand
Cox	Hackett	O'Neill	Sherry	Wolf

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the Senate bill (No. 508) entitled "An act to amend the Greater New York charter, as amended by chapter 466 of the Laws of 1901, relating to the municipal court of the city of New York, borough of Brooklyn" (Int. No. 156), with a message that said bill was duly passed by the Senate and Assembly, and was transmitted to the mayor of the city of New York for a public hearing in said city, as provided by law, and was returned by said mayor with a message that said bill, after a public hearing thereon, had not been accepted by the city nor by the mayor. Said bill was thereafter and on this day again duly passed, a majority of all the members elected to the Senate voting in favor thereof, and three-fifths being present, the President stating the question to be: "Shall this bill pass notwithstanding the objection of the mayor and the legislative body of the city of New York thereto?"

Mr. Speaker stated the question to be, "Shall the bill pass notwithstanding the objection of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

AYES 97
NOES 43

Those who voted in the affirmative were:

Allen F E	Dowling	Knapp	Perry	Stanley
Allen J G	Etzel	La Rue	Phillips	Steele
Bass	Evans	Leggett	Plank	Stevens
Becker	Fish	Lewis	Platt	Tenjost
Bedell	Foelker	Maier	Pratt	Thompson G F

Beebe	Foster	Malloy	Prentice	Thonet
Beihilf	Francisco	Matthews C R	Reeve	Waddell
Bisland	Freidel	Mead	Rigby	Wade
Brady	Gardner	Merritt	Rogers	Wadsworth
Brooks	Grattan	Miller	Santee	Wainwright
Burnett	Gray	Monroe	Schoeneck	West
Cadin	Hammond	Moreland	Scovill	Wemple
Carrier	Hanford	Murphy	Sheldon	Whitney F G
Charles E E	Hapeman	Newton	Shuttleworth	Whitney G H
Coon	Hartman	Ogden	Slocum	Wilsnack
Cotton	Hastings	O'Neill	Smith A P	Wilson
Coutant	Hooker	Parker	Smith J E	Wood F C
Cowan	Hooper	Patton	Smith J T	Yale
Cox	Hubbs	Pendry	Standart	Young
Cunningham	Hurd			

Those who voted in the negative were:

Anderson	Donovan	Kavanaugh	Reilly	Smith R H
Bird	Ellis	La Fetra	Rosenstein	Sullivan
Burns	Everett	Machacek	Salomon	Thompson J A
Burzynski	Fitzsimons	McKeown	Sammon	Tompkins
Byrne	Fuller	McManus	Shanahan	Wagner
Cahn	Grady	Nugent	Sheehy	Wedemeyer
Caughlan	Gurnett	Palmer	Sherry	Wiegand
Dale	Hackett	Prince	Smith A E	Wolf
Dodd	Hornidge	Quinn		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the repassage of the same.

The Senate returned the bill (No. 1150, Senate reprint No. 1057) entitled "An act to amend the Code of Civil Procedure, in relation to jurisdiction of justices of the peace" (Int. No. 700), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 4, strike out the words "for money only," and bracket.

Page 2, line 1, strike out the bracket, and after the word "record" insert the words "or for money only."

Mr. G. F. Thompson moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hornidge	Phillips	Standart
Allen F E	Cox	Hubbs	Plank	Stanley
Allen J G	Cunningham	Hurd	Platt	Steele
Anderson	Dale	Kavanaugh	Pratt	Stevens
Apgar	Dodd	Knapp	Prentice	Sullivan
Bass	Donovan	La Fetra	Prince	Tenjost
Becker	Dowling	La Rue	Quinn	Thompson G F
Bedell	Ellis	Leggett	Reeve	Thompson J A
Beebe	Etzel	Lewis	Reilly	Thonet
Beihilf	Evans	Machacek	Rigby	Tompkins
Bird	Everett	Maier	Rogers	Waddell
Bisland	Fish	Malloy	Rosenstein	Wade
Brady	Fitzsimons	Mathews T F	Salomon	Wagner
Brooks	Foelker	Matthews C R	Sammon	Wadsworth
Burnett	Francisco	McKeown	Santee	Wainwright
Burns	Freidel	McManus	Schoeneck	Wedemeyer
Burzynski	Fuller	Mead	Scovill	West
Byrne	Gates	Merritt	Shanahan	Wemple
Cadin	Grady	Monroe	Sheehy	Whitney F G
Cahn	Grattan	Moreland	Sheldon	Whitney G H
Callahan	Gray	Newton	Sherry	Wiegand
Carrier	Gurnett	Nugent	Shuttleworth	Wilsnack
Caughlan	Hackett	O'Neill	Slocum	Wilson
Charles E E	Hanford	Palmer	Smith A P	Wolf
Charles W B	Hapeman	Parker	Smith A E	Wood F C
Cooke	Hartman	Patton	Smith J E	Wood F X
Coon	Hastings	Pendry	Smith J T	Yale
Cotton	Hooker	Perry	Smith R H	Young
Coutant	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1120, Senate reprint No. 1058) entitled "An act to amend the Code of Civil Procedure, in relation to the meaning of the term justice of the peace" (Int. No. 701), with a message that they have concurred in the passage of the same with the following amendment:

Page 1, line 5, after the word "term" strike out the word "of."

Mr. G. F. Thompson moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 144
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith R H
Allen F E	Cunningham	Hornidge	Perry	Standart
Allen J G	Dale	Hubbs	Phillips	Stanley
Anderson	Dodd	Hurd	Plank	Steele
Apgar	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Rue	Prentice	Tenjost
Bedell	Etzel	Leggett	Prince	Thompson G F
Beebe	Evans	Lewis	Quinn	Thompson J A
Beihilf	Everett	Machacek	Reeve	Thonet
Bird	Fish	Maier	Reilly	Tompkins
Bisland	Fitzsimons	Malloy	Rigby	Waddell
Brady	Foster	Mathews T F	Rogers	Wade
Brooks	Francisco	Matthews C R	Rosenstein	Wadsworth
Burnett	Freidel	McKeown	Salomon	Wainwright
Burns	Fuller	McManus	Sammon	Wedemeyer
Burzynski	Gardner	Mead	Santee	West
Byrne	Gates	Merritt	Schoeneck	Wemple
Cadin	Grady	Miller	Scovill	Whitney F G
Callahan	Grattan	Monroe	Shanahan	Whitney G H
Carrier	Gray	Moreland	Sheehy	Wiegand
Caughlan	Gurnett	Murphy	Sheldon	Wilsnack
Charles E E	Hackett	Newton	Sherry	Wilson
Charles W B	Hammond	Nugent	Shuttleworth	Wolf
Cooke	Hanford	Ogden	Slocum	Wood F C
Coon	Hapeman	O'Neill	Smith A P	Wood F X
Cotton	Hartman	Palmer	Smith A E	Yale
Coutant	Hastings	Parker	Smith J E	Young
Cowan	Hooker	Patton	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 377, Senate reprint No. 659) entitled "An act to amend the Railroad Law, in relation to approval of lease by stockholders" (Int. No. 338), with a message that they have concurred in the passage of the same with the following amendment:

Page 3, line 9, after the words "which the road so to be used shall run," insert the words "If any contract so recorded shall be or has been terminated by the contracting corporations in pursuance of resolutions of their respective boards of directors prior to the time specified in such contract for the termination thereof,

then the contracting corporations shall execute, acknowledge and procure to be recorded in each office where such contract is recorded a certificate to the effect that such contract has been terminated, stating the date of the termination thereof, and said certificates so recorded shall be presumptive evidence of the termination of such contract accordingly.

Mr. Bedell moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Perry	Smith R H
Allen F E	Cox	Hornidge	Phillips	Standart
Allen J G	Cunningham	Hubbs	Plank	Stanley
Anderson	Dale	Kavanaugh	Platt	Steele
Apgar	Dodd	Knapp	Pratt	Stevens
Bass	Dowling	La Fetra	Prentice	Sullivan
Becker	Ellis	La Rue	Prince	Tenjost
Bedell	Etzel	Leggett	Quinn	Thompson G F
Beebe	Evans	Lewis	Reeve	Thompson J A
Beihilf	Everett	Machacek	Reilly	Thonet
Bird	Fish	Maier	Rigby	Tompkins
Bisland	Fitzsimons	Malloy	Rogers	Waddell
Brady	Foelker	Mathews T F	Rosenstein	Wade
Brooks	Foster	Matthews C R	Salomon	Wagner
Burnett	Francisco	McKeown	Sammon	Wadsworth
Burns	Freidel	McManus	Santee	Wainwright
Burzynski	Fuller	Mead	Schoeneck	Wedemeyer
Byrne	Gardner	Merritt	Scovill	West
Cadin	Gates	Miller	Shanahan	Wemple
Cahn	Grady	Monroe	Sheehy	Whitney F G
Callahan	Grattan	Moreland	Sheldon	Whitney G H
Carrier	Gray	Newton	Sherry	Wiegand
Caughlan	Gurnett	Nugent	Shuttleworth	Wilson
Charles E E	Hackett	Ogden	Slocum	Wolf
Charles W B	Hammond	O'Neill	Smith A P	Wood F C
Cooke	Hanford	Palmer	Smith A E	Wood F X
Coon	Hapeman	Parker	Smith J E	Yale
Cotton	Hartman	Patton	Smith J T	Young
Coutant	Hooker	Pendry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

Mr. Shutleworth called up the Assembly bill (No. 357) entitled

"An act to provide for the better collection of unpaid assessments for local improvements in the town of West Seneca, Erie county, N. Y." (Int. No. 357), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Shuttleworth moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith R H
Allen F E	Cox	Hooker	Pendry	Standart
Allen J G	Cunningham	Hooper	Perry	Stanley
Anderson	Dale	Hubbs	Phillips	Steele
Apgar	Dodd	Hurd	Platt	Stevens
Bass	Donovan	Kavanaugh	Pratt	Tenjost
Becker	Dowling	Knapp	Prentice	Thompson G F
Bedell	Ellis	La Rue	Prince	Thompson J A
Beebe	Etzel	Leggett	Quinn	Thonet
Beihilf	Evans	Lewis	Reeve	Tompkins
Bird	Everett	Maier	Reilly	Waddell
Bisland	Fish	Malloy	Rigby	Wagner
Brady	Fitzsimons	Mathews T F	Rosenstein	Wadsworth
Brooks	Foelker	Matthews C R	Salomon	Wainwright
Burnett	Foster	McKeown	Sammon	Wedemeyer
Burns	Francisco	McManus	Santee	Wemple
Burzynski	Fuller	Merritt	Scovill	Whitney F G
Byrne	Gardner	Miller	Shanahan	Whitney G H
Cadin	Gates	Monroe	Sheehy	Wiegand
Callahan	Grady	Moreland	Sheldon	Wilsnack
Carrier	Grattan	Murphy	Sherry	Wilson
Caughlan	Gray	Newton	Shuttleworth	Wolf
Charles E E	Gurnett	Nugent	Slocum	Wood F C
Charles W B	Hackett	Ogden	Smith A P	Wood F X
Cooke	Hammond	O'Neill	Smith A E	Yale
Coon	Hanford	Palmer	Smith J E	Young
Cotton	Hartman	Parker	Smith J T	

Mr. Shuttleworth moved that said bill be recommitted to the committee on internal affairs with instructions to report the same forthwith amended as follows:

Strike out all after the enacting clause and insert the following:

"Section 1. All taxes levied and assessed upon property situate within the town of West Seneca, in the county of Erie and state

of New York for the purpose of maintaining lighting districts, water districts, hydrant districts, sewer districts, fire districts, or any other tax levied and assessed upon taxable property in said town, or any subdivision thereof, pursuant to law, except school taxes, and which are provided by law to be collected by the town collector at the same time that the general taxes in said town are to be collected, shall be spread upon the annual assessment and tax roll for said town before the same is delivered by the chairman and clerk of the board of supervisors of Erie county to the collector of said town. After such delivery of said roll by said chairman and clerk of the board of supervisors of Erie county to the collector of said town of West Seneca, the said collector shall collect said taxes in the same manner and with the same fees as are provided by law for the collection of town taxes. Whenever the said town collector shall return his roll to the treasurer of Erie county, pursuant to law, the said treasurer shall credit the said collector of said town of West Seneca with all unpaid taxes and assessments contained upon said roll, and shall charge the same to the town of West Seneca. The said treasurer of Erie county shall thereupon report to the board of supervisors of Erie county the amount of such unpaid assessments for maintaining lighting districts, water districts, hydrant districts, sewer districts, fire districts, and all other assessments for local improvements in said town, so returned by the said collector, and the board of supervisors of Erie county is hereby authorized and empowered to direct the supervisor of the town of West Seneca to issue a certificate of indebtedness in the name of said town of West Seneca for the amount of said unpaid taxes and assessments, as reported by the treasurer of Erie county to the board of supervisors of Erie county, and to borrow upon said certificate of indebtedness a sum sufficient to pay the said amounts of said returned assessments, such certificate of indebtedness to bear interest at the rate of not exceeding five per centum per annum, and the amount thereof shall be levied and assessed upon the taxable property in the town of West Seneca upon the next annual assessment and tax roll for said town, and when collected, shall be paid to the supervisor for the purpose of retiring said certificate of indebtedness.

"§ 2. Upon the return to the treasurer of Erie county by the collector of said town of West Seneca of the unpaid taxes and assessments upon his assessment roll, the said collector shall be

entitled to receive from the treasurer of Erie county a fee of two per centum upon the unpaid taxes contained thereon, but no fee shall be allowed for the unpaid assessments, and the amount of such fee shall be charged to the town of West Seneca by the said treasurer of Erie county.

"§ 3. All of the unpaid taxes contained upon the roll returned by the collector of said town of West Seneca to the said treasurer of Erie county, together with the two per centum fee paid to said town collector upon said unpaid taxes, shall be collected by the said treasurer of Erie county by a sale of the property upon which the same are assessed and levied, in the same manner and at the same time as is now provided by law for the collection of unpaid taxes returned upon said roll.

"§ 4. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion and it was determined in the affirmative.

Mr. Hooker, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Rogers moved that all further proceedings under the above call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Cotton offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 383, entitled "An act to reappropriate money for the acquisition of additional land for the Creedmore rifle range, as provided by chapter 633 of the Laws of 1903, and making the same applicable for improvements to said rifle range" (Int. No. 344), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Burns offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the mayor of the city of New York, requesting that he return to the Assembly a certified copy of Assembly bill No. 1131, entitled "An act relating to the appointment of employees of the fire department of the city of New York to the uniformed force of the said department" (Int. No. 945), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 825, entitled "An act to amend chapter 160 of the Laws of 1900, entitled 'An act to incorporate the city of Cortland' relative to revising certain sections of the charter" (Rec. No. 174), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That Senate bill No. 1013, entitled "An act to amend the Tax Law in relation to the taxation of debts secured by mortgages" (Rec. No. 237), be returned to the Governor, without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That Senate bill No. 1071, entitled "An act for the regulation of fares of electric railroads in and between the cities of Rensselaer and Albany, N. Y., and to provide for the issue of transfer tickets thereon" (Rec. No. 921), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 383, entitled "An act to reappropriate money for the acquisition of additional land for the Creedmore rifle range, as provided by chapter 633 of the Laws of 1903, and making the same applicable for improvements to said rifle range" (Int. No. 344), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the mayor of the city of New York, for the purpose of amendment, the certified copy of Assembly bill No. 1131, entitled "An act relating to the appointment of employees of the fire department of the city of New York to the uniformed force of the said department" (Int. No. 954), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit said resolution to the mayor of the city of New York.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *April* 19, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 383, enti-

tled "An act to reappropriate money for the acquisition of additional land for the Creedmore rifle range, as provided by chapter 633 of the Laws of 1903, and making the same applicable for improvements to said rifle range." (Int. No. 344.)

FRANK W. HIGGINS.

The Senate returned the bill (No. 539) entitled "An act to amend the Code of Civil Procedure, in relation to the fees of constables and deputy sheriffs in Ontario county" (Int. No. 258), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1153, entitled "An act to authorize the commissioners of the sinking fund of the city of New York to change a certain lease made by mayor, aldermen and commonalty of the city of New York, to The Hahnemann Hospital of the city of New York to a grant to the said The Hahnemann Hospital of the City of New York, and to authorize the sale and lease or mortgage of the property covered thereby, by the said The Hahnemann Hospital of the City of New York" (Int. No. 664), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 753, entitled "An act to authorize the commissioners of the sinking fund of the city of New York to cancel and annul certain assessments affecting property in the city of New York and directing the comptroller to make such assessments accordingly" (Int. No. 665), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 134, entitled "An act to authorize the board of estimate and appor-

tionment of the city of New York, in its discretion, to examine, audit and allow the alleged claims of persons who have furnished work, labor and services or materials or supplies under request, order or direction of the fire department of the city of New York" (Int. No. 134), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 58, entitled "An act to release to the devisees and persons interested under the will of Charles Booth, deceased, all the right, title and interest which the people of the State of New York acquired upon the death of the said Charles Booth by reason of his alienage, in and to all lands in the city of New York whereof said Charles Booth died seized" (Int. No. 58), with a message that said mayor after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Alan C. Fobes, mayor of the city of Syracuse, returning Assembly bill No. 1354, entitled "An act in relation to certain assessments for local improvements in the city of Syracuse" (Int. No. 915), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Chas. A. Talcott, mayor of the city of Utica, returning Assembly bill No. 1352, entitled "An act to amend chapter 452 of the Laws of 1904, entitled 'An act to authorize the city of Utica to extend its system of drainage and to borrow money to pay for the same'" (Int. No. 170), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. T. M. Osborne, mayor of the city of Auburn, returning Assembly bill No. 1739, entitled

"An act to amend chapter 430 of the Laws of 1903, entitled 'An act authorizing the paving of streets and portions thereof, within the city of Auburn, and providing the method and means of payment therefor'" (Int. No. 1026), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Joseph F. Hogan, mayor of the city of Troy, returning Assembly bill No. 628, entitled "An act to provide for public improvements in the city of Troy upon and in relation to Prospect Park and the water works of said city" (Int. No. 572), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Joseph F. Hogan, mayor of the city of Troy, returning Assembly bill No. 786, entitled "An act to repeal chapter 389 of the Laws of 1903 and chapter 629 of the Laws of 1904, relating to the municipal improvements commission of the city of Troy" (Int. No. 699), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Rogers, the House adjourned.

THURSDAY, APRIL 20, 1905.

The House met pursuant to adjournment.

Prayer by Rev. John H. Scarlette.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 38 of the general laws, known as the Insurance Law, and to add an additional section thereto to be

known as section 58" (No. 1271, Rec. No. 384), which was read the first time and referred to the committee on insurance.

"An act to amend chapter 30 of the Laws of 1885 and the several acts amendatory thereof and supplemental thereto, including chapter 243 of the Laws of 1900; relating to improvements, including sidewalks already laid or relaid without a petition or to be laid or relaid, curbing, pavement, sewers and assessments therefor in the village of Oneonta" (No. 1267, Rec. No. 385), which was read the first time and referred to the committee on affairs of villages.

"An act creating a commission with power to agree upon a site and general plans of, and to contract for the location and building of a union railroad passenger station, yard, and therewith connected facilities and approaches thereto in the city of Buffalo, and tributary thereto to lease or sell and convey lands belonging to said city, to abandon and close now existing, and establish and open new, and change the location, width or grade of and otherwise improve docks, wharves, parks, streets and public places, and for these purposes to acquire lands and their appurtenances by condemnation proceedings or otherwise" (No. 1289, Rec. No. 386), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Railroad Law with respect to amended and supplemental certificates, and so as to harmonize with the General Corporation Law" (No. 1266, Rec. No. 387), which was read the first time and referred to the committee on railroads.

"An act to amend chapter 353 of the Laws of 1892, entitled 'An act to further amend chapter 345 of the Laws of 1888,' in relation to the grade crossings in the city of Buffalo, and to give further powers to the grade crossing commission of said city" (No. 1290, Rec. No. 388), which was read the first time and referred to the committee on railroads.

"An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith

the several acts in relation to the charter of said city'" (No. 1286, Rec. No. 389), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Stock Corporations Law, in relation to change of number of directors" (No. 1004, Rec. No. 390), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and acts amending the same'" (No. 1264, Rec. No. 391), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Insurance Law, relative to mutual benefit fraternities" (No. 1287, Rec. No. 392), which was read the first time and referred to the committee on insurance.

"An act to amend section 791 of the Code of Civil Procedure relative to actions by receivers" (No. 1125, Rec. No. 393), which was read the first time and referred to the committee on codes.

"An act to amend the Liquor Tax Law in relation to local option, persons who shall not traffic in liquors, cancellation proceedings, convictions, and reports and fees of county clerks" (No. 1288, Rec. No. 394), which was read the first time and referred to the committee on excise.

"An act to amend section 165 of, and to add a new section to be known as section 166 to the Agricultural Law, entitled 'An act in relation to agriculture,' constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws, in relation to pure food" (No. 1285, Rec. No. 395), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class' relative to police pension fund and firemen's pension fund" (No. 1280, Rec. No. 396), which was read the first time and referred to the committee on affairs of cities.

Mr. Wainwright introduced a bill entitled "An act to amend the charter of the city of New Rochelle in relation to the powers and

duties of the city engineer and the board of sewer commissioners of said city" (Int. No. 1538), which was read the first time and referred to the committee on affairs of cities.

Mr. Wedemeyer introduced a bill entitled "An act to amend section 50 of the Greater New York charter, relative to the use of streets, processions, etc." (Int. No. 1539), which was read the first time and referred to the committee on affairs of cities.

Mr. Bisland introduced a bill entitled "An act making an appropriation to the State Engineer for preparing surveys and estimates of the probable expense for constructing dikes and barriers along the Delaware river in the town of Cochecton, in the county of Sullivan" (Int. No. 1540), which was read the first time and referred to the committee on ways and means.

Mr. Waddell introduced a bill entitled "An act to legalize and confirm the proceedings of the board of education and legal voters of union free school district No. 1 of the towns of Luzerne, Warren county, and Hadley, Saratoga county, relative to the levy of a tax payable in installments, and the issuance and sale of certain school bonds of said district, for the purchase of a schoolhouse site and erection of a building thereon" (Int. No. 1541), which was read the first time and referred to the committee on public education.

Mr. Rogers introduced a bill entitled "An act to amend sections 8 and 62 of the State Finance Law, in relation to security from banks designated as depositories of State moneys" (Int. No. 1542), which was read the first time and referred to the committee on ways and means.

Mr. Stanley introduced a bill entitled "An act to amend section 1373 of the Greater New York charter relative to clerks and assistant clerks of the municipal court of the city of New York" (Int. No. 1543), which was read the first time and referred to the committee on affairs of cities.

Mr. Monroe introduced a bill entitled "An act to amend the Tenement House Act, relative to bakeries and fat boiling" (Int. No. 1544), which was read the first time and referred to the committee on affairs of cities.

Mr. Reeve introduced a bill entitled "An act for continuing the acquisition of land in the Adirondack park and in the Catskill park, and making an appropriation therefor" (Int. No. 1545), which was read the first time and referred to the committee on ways and means.

Mr. Wolf introduced a bill entitled "An act to prohibit the use and construction of buildings for stabling purposes in the vicinity of churches and hospitals in cities of the first class" (Int. No. 1546), which was read the first time and referred to the committee on affairs of cities.

Also a bill entitled "An act to amend the Railroad Law, relative to the block signal system and safety hand rails on station platforms in subways and on elevated railroads in cities of the first class" (Int. No. 1547), which was read the first time and referred to the committee on railroads.

Mr. Burnett introduced a bill entitled "An act to amend chapter 736 of the Laws of 1904, entitled 'An act to amend chapter 998 of the Greater New York charter, relative to additional allowances to commissioners in condemnation proceedings'" (Int. No. 1548), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Also, a bill entitled "An act to amend chapter 666 of the Laws of 1893, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Canandaigua, and to repeal certain acts and parts of acts,' and the acts amendatory thereof, in relation to meetings of board of trustees, a board of street commissioners, a board of water commissioners, the office of treasurer and collector, compensation of assessors, and assessments" (Int. No. 1549), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Freidel introduced a bill entitled "An act to amend section 71 of the Labor Law relative to the issuance of employment certificates to children to be employed in factories" (Int. No. 1550),

which was read the first time and referred to the committee on labor and industries.

By unanimous consent,

Mr. La Fetra introduced a bill entitled "An act to amend chapter 423 of the Laws of 1903, entitled 'An act to provide for the abolition, discontinuance and avoidance of certain grade crossings in the city of New York'" (Int. No. 1551), which was read the first time and referred to the committee on affairs of cities.

Mr. C. R. Matthews introduced a bill entitled "An act to amend the Penal Code, relative to violations of health laws" (Int. No. 1552), which was read the first time and referred to the committee on codes.

Mr. McKeown introduced a bill entitled "An act to authorize the board of assessors of the city of New York to determine and allow damages sustained by owners of real property fronting upon the bridge over the Bronx river at Two Hundred and Thirty-third street in borough of the Bronx, New York city" (Int. No. 1553), which was read the first time.

On motion of Mr. McKeown, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Caughlan introduced a bill entitled "An act to authorize the comptroller of the city of New York to examine the claim of George Blair, a veteran of the Civil War" (Int. No. 1554), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers, from the committee on ways and means, to which was referred the bill introduced by Mr. Rogers, Int. No. 1468, entitled "An act appointing a committee to examine into the operations of the probation system and to report to the Legislature through the Governor" (No. 2083), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Rogers, from the committee on ways and means, to which was referred the bill introduced by Mr. Brooks, Int. No. 1083, entitled "An act empowering the Armory Commission to convey to the city of Buffalo certain lands and premises in said city

occupied as an armory by the Sixty-fifth Regiment of the National Guard, and releasing the interest of the State in said lands and premises to said city of Buffalo" (No. 1329), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Rogers, from the committee on ways and means, to which was referred the bill introduced by Mr. Burnett, Int. No. 323, entitled "An act to establish a laboratory for the study of the criminal, pauper and defective classes" (No. 344), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 6, strike out the word "generally."
Same page, line 7, strike out the words "and schools."

JAMES T. ROGERS,
Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Rogers, from the committee on ways and means, to which was referred the bill introduced by Mr. Wainwright, Int. No. 483, entitled "An act to provide for the erection of a monument in commemoration of the battle of White Plains" (No. 525), reported the same with the following amendment, and request that said bill be recommitted to said committee:

Page 2, line 12, strike out the word "five."

JAMES T. ROGERS,
Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Foster, Int. No. 1469, entitled "An act to amend the Membership Corporations Law, relative to soldiers' monument corporations" (No. 2084), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was

referred the bill introduced by Mr. Fish, Int. No. 1467, entitled "An act to amend the Insanity Law, relative to visits of certain institutions by commission and medical inspector" (No. 2082), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Fish, Int. No. 1390, entitled "An act to amend the State Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness and the inauguration of measures for its prevention" (No. 1909), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Steele, Int. No. 1515, entitled "An act to legalize the acts of Rinaldo R. Wood, Fred D. Smith, Edwin G. Van Housen and Zenas B. Smith, special deputies appointed by the clerk of the county of Herkimer" (No. 2170), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Brackett, Rec. No. 295, entitled "An act to amend chapter 909 of the Laws of 1896, being an act entitled 'An act in relation to the elections, constituting chapter 6 of the general laws,' passed May 27, 1896, by adding thereto an additional article, to be known as article 9" (No. 606), reported in favor of the passage of the same with the following amendments:

Page 7, line 22, strike out the words "one hundred sixty-nine."
Page 8, strike out all of page after line 4.
Strike out all of pages 9, 10, 11, 12, 13, 14 and 15.

ROBERT J. FISH,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the bill introduced by Mr. F. E. Allen, Int. No. 1484, entitled "An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome" (No. 2130), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the bill introduced by Mr. Perham, Int. No. 603, entitled "An act to amend the Code of Civil Procedure relative to trial of issues" (No. 669), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the bill introduced by Mr. Murphy, Int. No. 1494, entitled "An act to amend section 254 of the Code of Civil Procedure relating to stenographers in Kings county" (No. 2140), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Phillips, from the committee on codes, to which was referred the bill introduced by Mr. Stanley, Int. No. 136, entitled "An act to amend section 544 of the Penal Code of the State of New York" (No. 136), reported in favor of the passage of the same with the following amendments:

Page 2, line 9, after the word "produce" insert the words "within ten days after such request is made."

Same page, line 16, after the word "to" insert the word "so;" also, after the word "produce" insert the words "within ten days."

Same page, line 22, strike out the word "immediately" and insert the words "September first, nineteen hundred and five."

J. S. PHILLIPS,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the bill introduced by Mr. C. R. Matthews, Int. No. 1424, entitled "An act to amend the Code of Criminal Procedure, relative to the jurisdiction of courts of special sessions" (No. 1984), reported in favor of the passage of the same with the following amendments:

Page 1, line 5, after the word "any" and before the word "board" insert the word "local."

Same page, line 6, after the word "or" insert the word "local;" also, after the word "in" insert the words "subdivision one of."

J. S. PHILLIPS,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the bill introduced by Mr. Wainwright, Int. No. 1161, entitled "An act to amend the Code of Civil Procedure with reference to sham answers and defenses" (No. 1447), reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 1, line 6, strike out the brackets, and change the small letter "i" in the word "in" to a capital letter "I."

Same page, line 7, strike out the semicolon after the word "delivered" and insert in place thereof a comma; also, strike out the colon after the word "loaned" and insert in place thereof a comma.

Same page, line 8, strike out the semicolon after the word "exchange" and insert in place thereof a comma.

Page 2, line 1, strike out the period after the word "property" and insert in place thereof a comma; also, strike out the words "when such action is."

Same page, line 3, after the word "to" insert the word "law;" also, commencing with the word "the," strike out all down to and including the word "five" in line 5.

Page 3, line 25, strike out the word "immediately" and insert in place thereof "September first, nineteen hundred and five."

J. S. PHILLIPS,
Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Phillips, from the committee on codes, to which was referred the Senate bill introduced by Mr. Hill, Rec. No. 344, entitled "An act to amend the Penal Code in relation to crimes against the public health and safety" (No. 1156), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the Senate bill introduced by Mr. Marks, Rec. No. 356, entitled "An act amending section 1251 of the Code of Civil Procedure, relative to the lien of judgments" (No. 827), reported in favor of the passage of the same with the following amendment:

Page 2, line 14, after the word "bind" insert the words "the real."

J. S. PHILLIPS,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the Senate bill introduced by Mr. Malby, Rec. No. 159, entitled "An act to amend the Code of Civil Procedure, relative to the succession to personal property" (No. 465), reported in favor of the passage of the same with the following amendments:

Page 1, after line 6, insert the following:

"§ 2. This act shall not apply to an estate of a decedent who shall have died prior to the time this act shall take effect."

Same page, line 7, strike out the figure "2" and insert the figure "3," making it read "§ 3."

J. S. PHILLIPS,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the bill introduced by Mr. J. T. Smith, Int. No. 1514, entitled "An act to amend the Railroad Law, relative to the repair of streets" (No. 2180), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

Page 2, line 5, after the word "prescribe" strike out the balance of line, all of line 6 and the word "place" on line 7.

Same page, line 8, before the word "or" insert the words "when a street is being paved" and underscore the same; also, after the word "or" insert the words "to make" and underscore the same.

LOUIS BEDELL,
Chairman.

Which report was agreed to and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 254, entitled "An act authorizing the city of New York to grant to the Harlem River and Port Chester Railroad Company land in Pelham Bay park and the Bronx and Pelham parkway for its corporate purposes" (No. 1043), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Raines, Rec. No. 333, entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation" (No. 782), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Page, Rec. No. 242, entitled "An act to amend the Railroad Law, in relation to the

computation and payment of license fees and percentages of street surface railroad companies" (No. 855), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Goodsell, Rec. No. 316, entitled "An act to amend the Railroad Law relative to grants to railroad corporations by the Commissioners of the Land Office to facilitate changes of grade" (No. 618), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Goodsell, Rec. No. 315, entitled "An act to amend the Railroad Law in relation to abandonment of parts of routes" (No. 617), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bedell, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Cooper, Rec. No. 349, entitled "An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes as amended by chapter 603 of the Laws of 1904'" (No. 470), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred the bill introduced by Mr. La Rue, Int. No. 1444,

entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' in relation to poll tax and the enforcement of the collection thereof" (No. 2044), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Apgar, Int. No. 1400, entitled "An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill,' and the several acts amendatory thereof" (No. 1911), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Steele, from the committee on affairs of villages, to which was recommitted the bill introduced by Mr. Sheldon, Int. No. 1429, entitled "An act amending chapter 21 of the general laws, being the Village Law and acts amendatory thereto, relating to the establishment of sewer systems" (No. 1989), retaining its place on the order of second reading, reported in favor of the passage of the same with the following amendment:

Page 2, underscore line 8.

ABRAM B. STEELE,
Chairman.

Which report was agreed to and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 255, entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester'" (No. 1027), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Lewis, Rec. No.

378, entitled "An act for the relief of certain volunteer firemen of the village of Brighton, Monroe county, N. Y." (No. 1204), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 301, entitled "An act to amend the Village Law, in relation to the borrowing of money for certain purposes" (No. 1146), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Lewis, Rec. No. 65, entitled "An act to amend section 29 of chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors'" (No. 279), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Martin, Rec. No. 169, entitled "An act relating to the operations of the United States Coast and Geodetic Survey in the State of New York" (No. 558), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Patton, from the committee on canals, to which was referred the Senate bill introduced by Mr. Malby, Rec. No. 380, entitled "An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands" (No. 1140), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Sheldon, from the committee on public health, to which was recommitted the bill introduced by Mr. Sheldon, Int. No.

1430, entitled "An act to improve the character of public water systems throughout the State by requiring that plans for such systems shall be examined and approved by the State Commissioner of Health" (No. 1990), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Sheldon, from the committee on public health, to which was recommitted the bill introduced by Mr. Sheldon, Int. No. 1428, entitled "An act amending chapter 29 of the general laws, being the Public Health Law and acts amendatory thereto, relating to public water supplies" (No. 1988), retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Sheldon, from the committee on public health, to which was recommitted the bill introduced by Mr. Mead, Int. No. 550, entitled "An act regulating the practice of osteopathy in the State of New York" (No. 1973), retaining its place on the order of second reading, reported the same with the following amendments, and request that said bill be recommitted to said committee:

Page 2, line 18, strike out the word "state."

Page 4, line 5, strike out the words "state board of osteopathic examiners" and insert the words "New York Osteopathic Society."

Same page, line 6, after the word "application" insert the words "to the regents."

Same page, line 9, after the period after the word "act" insert the words "Such person or persons now practicing osteopathy in this state and so recommended to the regents for license to practice may continue to practice pending application for and the granting of such license, notwithstanding any provision of this act to the contrary."

JAMES C. SHELDON,
Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Wainwright, from the committee on public education, to which was referred the bill introduced by Mr. La Rue, Int. No. 758, entitled "An act to provide for the adoption of uniform text-books for use in the public schools in Jefferson county" (No. 873), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Reeve, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Allds, Rec. No. 287, entitled "An act to provide for the publication of the Forest, Fish and Game Law as amended" (No. 567), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Reeve, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Raines, Rec. No. 336, entitled "An act to amend the Forest, Fish and Game Law, in relation to the sale of trout" (No. 247), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Reeve, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Coggeshall, Rec. No. 307, entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws'" (No. 576), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Reeve, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Armstrong, Rec. No. 291, entitled "An act to amend the Forest, Fish and Game Law, relative to destruction of nets" (No. 830), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Sheldon, from the committee on public health, to which was referred the bill introduced by Mr. C. R. Matthews, Int. No. 636, entitled "An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health" (No. 716), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cotton, from the committee on military affairs, to which was referred the bill introduced by Mr. Cotton, Int. No. 1509, entitled "An act to amend the Military Code relating to arms, uniforms and equipment for the National Guard and Naval Militia" (No. 2175), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Hammond, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend section 254 of the Code of Civil Procedure, relating to stenographers in Kings county." (No. 2140, Int. No. 1494.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jairus Pierce against the State of New York for damages alleged to have been sustained by him, and to render judgment therefor." (No. 1594, Int. No. 1239.)

"An act to amend the Greater New York charter, relative to the department of street cleaning." (No. 1609, Int. No. 1254.)

"An act to legalize the acts of Rinaldo R. Wood, Fred D. Smith, Edwin G. Van Housen and Zenas B. Smith, special deputies appointed by the clerk of the county of Herkimer." (No. 2170, Int. No. 1515.)

"An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder." (No. 2164, Int. No. 1502.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Cane McCafrey & Co. for damages caused by breach of contract, and to render judgment therefor." (No. 928, Int. No. 799.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Eliza Knack against the State of New York for damages alleged to have been sustained by her husband, Ludwig Knack, deceased, in the city of New York, through the negligence of the attendants of the Manhattan State Hospital, at Ward's island, New York city." (No. 1906, Int. No. 1387.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James F. Shiels against the State of New York." (No. 1931, Int. No. 1402.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the widow of Dennis O'Brien against the State of New York for damages alleged to have been sustained by the killing of Dennis O'Brien during the year 1893." (No. 1985, Int. No. 1425.)

"An act to release to Eugene Coman all the right, title and interest of the people of the State of New York of, in and to certain real estate in the town of Luzerne, Warren county and State of New York." (No. 2100, Int. No. 1476.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Gustave Kaiser against the State of New York." (No. 1891, Int. No. 1379.)

"An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York, acquired by escheat or otherwise on the death of said Joseph Demers." (No. 2099, Int. No. 1475.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Matthew Edgar, William John Edgar, John Dowd, Thomas Parker and James H. Akins against the State of New York for damages arising out of

the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, N. Y." (No. 1867, Int. No. 1369.)

"An act to release to Philip C. Rand all the right, title and interest of the people of the State of New York in and to certain real estate in the town of Pittsford, in the county of Monroe, in the State of New York." (No. 1489, Int. No. 1180.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Abeel against the State of New York for damages to his lands near Little Falls, N. Y., and their use, alleged to have been sustained by him by reason of the negligence of the State of New York in connection with the management and repairs of the canal, the leaky condition of its banks, and by reason of spoil bank and other encroachments for the benefit of the canal, from August, 1899, until January 1, 1902." (No. 401, Int. No. 401.)

"An act to legalize and confirm the action of a majority of the electors of the town of New Hartford, Oneida county, at the last biennial town meeting in said town, on November 3, 1903, in relation to paying 15 per cent. of the cost of improving the Bridgewater turnpike as a town charge." (No. 2166, Int. No. 1504.)

"An act enabling the Board of Embalming Examiners of the State of New York to receive the application of Patrick J. Burke of the borough of Manhattan, city of New York, for a license to engage in the business of embalming." (No. 2138, Int. No. 1492.)

"An act to provide for the reconstruction of sewers in the city of New York where the present sewers are inadequate and to provide means for the payment of such reconstruction by sale of corporate stock of the city of New York." (No. 774, Int. No. 686.)

"An act to authorize the city of Buffalo to acquire the Indian burying ground on Buffam street in the city of Buffalo for park purposes and authorizing the issue of bonds with which to pay for the same and embellishing and improving said grounds." (No. 2048, Int. No. 1448.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2184) entitled "An act to amend section 3304 of the Code of Civil Procedure, in relation to fees of county clerks for filing papers relating to corporations" (Int. No. 1215), reported the same with the following recommendations:

In second line of title, strike out the words "section thirty-three hundred and four of."

Page 1, line 2, strike out all of line 2 after the word "procedure."

Same page, line 3, strike out all of line 3 before the word "is."

Page 2, line 8, after the word "filing" insert the word "a."

Same page, line 24, after the word "satisfaction" insert a comma.

Page 3, line 10, after the word "for" insert the word "such."

Same page, line 18, after the word "safekeeping" insert a comma.

Same page, line 19, after the word "since" strike out the comma and insert a semicolon.

Page 4, line 12, after the word "office" insert a comma.

Same page, line 20, after the word "certifying" insert a comma.

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1595) entitled "An act to divide the city of Utica into twenty-two wards, establishing the boundaries of said wards and providing for the election, term of office and compensation of the ward officers for said wards and repealing section 3 of chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica'" (Int. No. 1240), reported the same with the following recommendations:

Strike out the period at end of title and insert a comma and the words "and certain other acts."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2101) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to police pension fund and firemen's pension fund" (Int. No. 1477), reported the same with the following recommendations:

In third line of title insert a comma after the word "ninety-eight;" also, in fourth line of title insert a comma after the word "class."

Page 1, line 3, insert a comma after the word "ninety-eight."

Same page, line 4, insert a comma after the word "class."

Same page, line 5, insert a comma after the word "ninety-nine" and strike out the word "further."

Page 2, line 18, after the word "chapter" insert a comma and the words "as amended by chapter five hundred and eighty-one of the laws of eighteen hundred and ninety-nine."

Page 3, after line 11, insert the following:

"§ 3. This act shall take effect immediately."

FRED W. HAMMOND,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2107) entitled "An act to amend the Greater New York charter, in relation to license for hoisting, etc." (Int. No. 1483), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend the Greater New York charter, in relation to granting licenses for hoisting goods, wares and merchandise and placing signs on buildings."

Page 2, line 8, strike out the words "contractor and contractee" and insert the words "contracting parties."

Same page, line 15, strike out the words "contractor, contractee" and insert the words "contracting parties."

FRED W. HAMMOND,

Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend chapter 516 of the Laws of 1892, entitled 'An act to advance learning, the arts and sciences, and to promote the public welfare by providing for the conveyance, holding and protection of property, and the creation of trusts for the founding, endowing, erection and maintenance of public libraries, museums and other educational institutions within this State." (No. 2126, Int. No. 1316.)

"An act to amend the Code of Criminal Procedure, relative to the suspension of sentence and probation officers." (No. 2116, Rec. No. 220.)

"An act to amend chapter 193 of the Laws of 1846, entitled 'An act to incorporate the University of Buffalo,' in relation to the office of curator." (No. 2114, Rec. No. 101.)

"An act to authorize and empower the board of assessors of the city of New York to estimate and allow the damages sustained by the owners of real property fronting upon the streets approaching the new bridge across Gowanus canal at Third street, in the borough of Brooklyn, city of New York." (No. 2110, Rec. No. 190.)

"An act to release to Charles E. Coddington all the right, title and interest of the people of the State of New York in and to certain real estate situate in the borough of Manhattan, city, county and State of New York." (No. 1821, Int. No. 1354.)

"An act to amend section 2615 of the Code of Civil Procedure relating to the probate of wills." (No. 2118, Int. No. 409.)

"An act to provide for the selection, appropriation, maintenance and management by the Commissioners of the Palisades Interstate Park of certain mountain lands along the Hudson river in Rockland county as a public park." (No. 2121, Int. No. 852.)

"An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished." (No. 2119, Int. No. 491.)

"An act to provide for the erection of a new high school in the city of Syracuse." (No. 2168, Int. No. 1190.)

"An act to amend the State Charities Law, by providing for the management of the New York State Training School for Boys, and the commitment thereto of boys under the age of sixteen years." (No. 2169, Int. No. 1173.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to fees received by an officer of a city government." (No. 2109, Rec. No. 233.)

"An act to amend the Penal Code, in relation to obtaining by fraud or without authority signatures to applications or property for degrees, secrets or membership in secret fraternities." (No. 2124, Int. No. 1236.)

Mr. Cox offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on revision be discharged from the further consideration of Senate bill No. 584, entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries." (Rec. No. 226, Assembly reprint No. 2117.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Cox moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 12, line 20, strike out the word "easterly" and insert the word "westerly."

Same page, line 21, after the words "Walden avenue" insert the words "Best street."

Same page, line 22, strike out the words "Walden avenue" and "Rohr street" and insert the words "Best street" and "Herman street;" also, strike out the word "northerly" and insert the word "southerly."

Same page, lines 23 and 24, strike out the word "Rohr" and insert the word "Herman."

Same page, line 21, change the word "line" to "lines."

Page 13, line 15, strike out the word "Genesee" and insert the words "Walden avenue."

Same page, strike out all of lines 16, 17, 18 and 19.

Same page, line 21, change the word "line" to "lines."

Page 18, line 3, change the word "line" to "lines;" also, after the word "street" insert the words "Walden avenue" and strike out the balance of said line after the word "to" and all of lines 4 and 5.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. F. G. Whitney called up the Assembly bill (No. 2094) entitled "An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation proceedings, injunction proceedings, special liquor tax certificates, convictions, and reports and fees of county clerks" (Int. No. 1332), now on the order of third reading.

Said bill having been announced for a third reading,

Mr. F. G. Whitney moved that said bill be recommitted to the committee on excise, with instructions to report the same forthwith amended as follows:

Page 25, strike out lines 8 to 26, inclusive.

Strike out pages 26, 27, 28, 29, 30, 31 and 32.

Page 33, strike out lines 1 to 9, inclusive.

Page 33, line 10, change section number "8" to "7."

Page 34, line 16, change section number "9" to "8."

Page 39, line 4, change section number "10" to "9."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Plank, from the committee on excise, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2065) entitled "An act to establish a law library in the Fifth Judicial District, to be known as the Robinson Memorial Library" (Int. No. 1235), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Perry	Smith R H
Allen F E	Cox	Hornidge	Phillips	Standart
Allen J G	Cunningham	Hubbs	Plank	Stanley
Anderson	Dale	Hurd	Platt	Steele
Apgar	Dodd	Kavanaugh	Pratt	Stevens
Bass	Donovan	Knapp	Prentice	Sullivan
Becker	Dowling	La Fetra	Prince	Tenjost
Bedell	Ellis	La Rue	Quinn	Thompson G F
Beebe	Etzel	Leggett	Reeve	Thompson J A
Beihilf	Evans	Lewis	Reilly	Thonet
Bird	Everett	Machacek	Rigby	Tompkins
Bisland	Fish	Maier	Rogers	Waddell
Brady	Fitzsimons	Mathews T F	Rosenstein	Wade
Brooks	Foelker	Matthews C R	Salomon	Wagner
Burnett	Francisco	McKeown	Sammon	Wadsworth
Burns	Freidel	McManus	Santee	Wedemeyer
Burzynski	Fuller	Mead	Schoeneck	West
Byrne	Gardner	Merritt	Scovill	Wemple
Cadin	Gates	Miller	Shanahan	Whitney F G
Cahn	Grady	Monroe	Sheehy	Whitney G H
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Murphy	Sherry	Wilsnack
Caughlan	Gurnett	Nugent	Shuttleworth	Wilson
Charles E E	Hackett	Ogden	Slocum	Wolf
Charles W B	Hanford	O'Neill	Smith A P	Wood F C
Cooke	Hapeman	Palmer	Smith A E	Wood F X
Coon	Hartman	Parker	Smith J E	Yale
Cotton	Hastings	Patton	Smith J T	Young
Coutant	Hooker	Pendry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 911) entitled "An act to amend the Penal Code in relation to the misconduct of officers at drawing of jurors and the formation of a jury" (Int. No. 788), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Pendry	Smith J T
Allen F E	Cunningham	Hubbs	Perry	Smith R H
Allen J G	Dale	Hurd	Phillips	Standart
Anderson	Dodd	Kavanaugh	Plank	Stanley
Apgar	Donovan	Knapp	Platt	Steele
Bass	Dowling	La Fetra	Pratt	Stevens
Becker	Ellis	La Rue	Prentice	Sullivan
Bedell	Etzel	Leggett	Prince	Tenjost
Beebe	Evans	Lewis	Quinn	Thompson G F
Beihilf	Everett	Machacek	Reeve	Thompson J A
Bird	Fitzsimons	Maier	Reilly	Thonet
Bisland	Foelker	Malloy	Rigby	Tompkins
Brady	Foster	Mathews T F	Rogers	Waddell
Brooks	Francisco	Matthews C R	Rosenstein	Wade
Burnett	Freidel	McKeown	Salomon	Wagner
Burns	Fuller	McManus	Sammon	Wadsworth
Burzynski	Gardner	Mead	Santee	Wainwright
Byrne	Gates	Merritt	Schoeneck	Wedemeyer
Cadin	Grady	Monroe	Scovill	West
Callahan	Grattan	Moreland	Shanahan	Wemple
Carrier	Gray	Murphy	Stanley	Whitney F G
Caughlan	Gurnett	Newton	Sheldon	Whitney G H
Charles E E	Hackett	Nugent	Sherry	Wiegand
Charles W B	Hammond	Ogden	Shuttleworth	Wilsnack
Cooke	Hanford	O'Neill	Slocum	Wood F C
Coon	Hapeman	Palmer	Smith A P	Wood F X
Cotton	Hastings	Parker	Smith A E	Yale
Coutant	Hooker	Patton	Smith J E	Young
Cowan	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1929) entitled "An act to amend the Penal Code, relative to the desecration, mutilation or improper use of the flag of the United States or of this State" (Int. No. 1396), was read

the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hubbs	Phillips	Smith R H
Allen F E	Dodd	Hurd	Plank	Standart
Anderson	Donovan	Kavanaugh	Platt	Stanley
Apgar	Dowling	Knapp	Pratt	Steele
Becker	Etzel	La Fetra	Prentice	Stevens
Bedell	Evans	La Rue	Prince	Sullivan
Beebe	Everett	Leggett	Quinn	Tenjost
Beihilf	Fish	Lewis	Reeve	Thompson J A
Bird	Fitzsimons	Machacek	Reilly	Thonet
Bisland	Foelker	Malloy	Rigby	Tompkins
Brady	Foster	Mathews T F	Rogers	Waddell
Burnett	Francisco	Matthews C R	Rosenstein	Wade
Burns	Freidel	McKeown	Salomon	Wagner
Burzynski	Fuller	McManus	Sammon	Wadsworth
Byrne	Gardner	Mead	Santee	Wainwright
Cadin	Gates	Merritt	Schoeneck	Wedemeyer
Callahan	Grady	Miller	Scovill	West
Carrier	Grattan	Moreland	Shanahan	Wemple
Caughlan	Gray	Murphy	Sheehy	Whitney F G
Charles E E	Gurnett	Newton	Sheldon	Whitney G H
Charles W B	Hackett	Nugent	Sherry	Wiegand
Cooke	Hammond	Ogden	Shuttleworth	Wilson
Coon	Hanford	O'Neill	Slocum	Wolf
Cotton	Hartman	Palmer	Smith A P	Wood F C
Coutant	Hastings	Parker	Smith A E	Wood F X
Cowan	Hooker	Patton	Smith J E	Yale
Cox	Hooper	Pendry	Smith J T	Young
Cunningham	Hornidge	Perry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1557) entitled "An act to amend the Public Health Law, in relation to examination of immigrants arriving at the port of New York" (Int. No. 1219), having been announced for a third reading,

On motion of Mr. Perry, said bill was recommitted to the committee on public health, retaining its place on the order of third reading.

The bill (No. 2128) entitled "An act providing for the payment of certain notes and indebtedness of the town of Frankfort, county of Herkimer, and authorizing the issue of town bonds for such purposes" (Int. No. 1405), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Parker	Smith J E
Allen F E	Cox	Hartman	Patton	Smith J T
Allen J G	Cunningham	Hastings	Pendry	Smith R H
Anderson	Dale	Hooker	Perry	Standart
Apgar	Dodd	Hooper	Phillips	Stanley
Bass	Donovan	Hornidge	Plank	Steele
Becker	Dowling	Hubbs	Pratt	Stevens
Bedell	Ellis	Hurd	Prentice	Sullivan
Beebe	Etzel	Kavanaugh	Prince	Tenjost
Bird	Evans	Knapp	Quinn	Thompson G F
Bisland	Everett	La Fetra	Reeve	Thompson J A
Brady	Fish	La Rue	Reilly	Thonet
Brooks	Fitzsimons	Leggett	Rigby	Tompkins
Burnett	Foelker	Machacek	Rogers	Waddell
Burns	Foster	Maier	Rosenstein	Wade
Burzynski	Francisco	Malloy	Sammon	Wagner
Byrne	Freidel	Mathews T F	Santee	Wadsworth
Cadin	Fuller	Matthews C R	Schoeneck	Wainwright
Cahn	Gardner	McKeown	Scovill	West
Callahan	Gates	McManus	Shanahan	Whitney F G
Carrier	Grady	Miller	Sheehy	Whitney G H
Caughlan	Grattan	Monroe	Sheldon	Wiegand
Charles E E	Gray	Murphy	Sherry	Wilsnack
Charles W B	Gurnett	Newton	Shuttleworth	Wood F C
Cooke	Hackett	Nugent	Slocum	Wood F X
Coon	Hammond	Ogden	Smith A P	Yale
Cotton	Hanford	Palmer	Smith A E	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1597) entitled "An act to amend the Penal Code, in relation to unauthorized advertisements for applicants for degrees or membership in any secret fraternity" (Int. No. 1242), was read the third time, having been printed and upon the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hurd	Perry	Smith R H
Allen F E	Dodd	Kavanaugh	Phillips	Standart
Allen J G	Donovan	Knapp	Plank	Steele
Apgar	Dowling	La Fetra	Platt	Stevens
Bass	Ellis	La Rue	Pratt	Sullivan
Bedell	Etzel	Leggett	Prentice	Tenjost
Beebe	Everett	Lewis	Prince	Thompson G F
Beihilf	Fish	Machacek	Quinn	Thompson J A
Bird	Fitzsimons	Maier	Reeve	Thonet
Bisland	Foelker	Malloy	Reilly	Tompkins
Brady	Foster	Mathews T F	Rigby	Waddell
Brooks	Francisco	Matthews C R	Rogers	Wade
Burnett	Freidel	McKeown	Rosenstein	Wagner
Burns	Fuller	McManus	Salomon	Wadsworth
Burzynski	Gates	Mead	Sammon	Wainwright
Byrne	Grady	Merritt	Santee	Wedemeyer
Cadin	Grattan	Monroe	Schoeneck	West
Callahan	Gray	Moreland	Scovill	Whitney F G
Carrier	Hackett	Murphy	Sheehy	Whitney G H
Caughlan	Hammond	Newton	Sheldon	Wiegand
Charles E E	Hanford	Nugent	Sherry	Wilsnack
Charles W B	Hapeman	Ogden	Shuttleworth	Wilson
Coon	Hartman	O'Neill	Slocum	Wolf
Cotton	Hastings	Palmer	Smith A P	Wood F C
Coutant	Hooper	Parker	Smith A E	Wood F X
Cowan	Hornidge	Patton	Smith J E	Yale
Cox	Hooker	Pendry	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2129) entitled "An act to amend the Penal Code, relating to the unauthorized use of the name, title of officers, insignia, ritual or ceremonies of certain orders and societies" (Int. No. 1442), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Patton	Standart
Allen F E	Dodd	Hubbs	Pendry	Stanley
Anderson	Dowling	Hurd	Perry	Steele
Apgar	Ellis	Kavanaugh	Phillips	Stevens
Becker	Etzel	Knapp	Plank	Tenjost
Bedell	Evans	La Fetra	Platt	Thompson G F
Beebe	Everett	La Rue	Pratt	Thompson J A
Bird	Fish	Lewis	Prentice	Thonet
Bisland	Fitzsimons	Machacek	Prince	Tompkins
Brady	Foelker	Maier	Quinn	Waddell
Burnett	Foster	Malloy	Reilly	Wade
Burns	Freidel	Mathews T F	Rigby	Wagner
Burzynski	Fuller	Matthews C R	Rosenstein	Wadsworth
Cadin	Gardner	McKeown	Salomon	Wainwright
Cahn	Gates	McManus	Sammon	Wedemeyer
Callahan	Grady	Mead	Schoeneck	West
Carrier	Grattan	Merritt	Scovill	Wemple
Caughlan	Gray	Miller	Sheehy	Whitney F G
Charles W B	Gurnett	Monroe	Sheldon	Wiegand
Cooke	Hackett	Moreland	Sherry	Wilsnack
Coon	Hammond	Murphy	Slocum	Wilson
Cotton	Hapeman	Nugent	Smith A P	Wolf
Coutant	Hartman	Ogden	Smith A E	Wood F C
Cowan	Hastings	O'Neill	Smith J E	Wood F X
Cox	Hooker	Palmer	Smith R H	Yale
Cunningham	Hooper	Parker	Smith R H	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1706) entitled "An act to authorize the comptroller of the city of New York to refund taxes erroneously paid by Elizabeth McGowan" (Int. No. 1299), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Perry	Smith R H
Allen F E	Cox	Hornidge	Phillips	Standart
Allen J G	Cunningham	Hubbs	Plank	Stanley
Anderson	Dale	Hurd	Platt	Steele
Apgar	Dodd	Kavanaugh	Pratt	Stevens
Bass	Donovan	Knapp	Prentice	Sullivan
Becker	Dowling	La Rue	Prince	Tenjost
Bedell	Ellis	Leggett	Quinn	Thompson G F
Beebe	Etzel	Lewis	Reeve	Thompson J A
Beihilf	Evans	Machacek	Reilly	Thonet
Bird	Fish	Maier	Rogers	Tompkins
Bisland	Fitzsimons	Malloy	Rosenstein	Waddell
Brady	Foelker	Mathews T F	Salomon	Wade
Brooks	Foster	Matthews C R	Sammon	Wagner
Burnett	Francisco	McKeown	Santee	Wadsworth
Burns	Freidel	McManus	Schoeneck	Wainwright
Burzynski	Gardner	Mead	Scovill	Wedemeyer
Byrne	Gates	Miller	Shanahan	Wemple
Cahn	Grady	Monroe	Sheehy	Whitney F G
Callahan	Grattan	Moreland	Sheldon	Whitney G H
Carrier	Gurnett	Murphy	Sherry	Wiegand
Caughlan	Hackett	Nugent	Shuttleworth	Wilsnack
Charles E E	Hammond	Ogden	Slocum	Wolf
Charles W B	Hanford	O'Neill	Smith A P	Wood F C
Cooke	Hapeman	Palmer	Smith A E	Wood F X
Coon	Hartman	Patton	Smith J E	Yale
Cotton	Hastings	Pendry	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1774) entitled "An act to amend the Greater New York charter, relative to the appointment of police matrons" (Int. No. 1323), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 14
NOES 61

Those who voted in the affirmative were:

Bird	Donovan	Phillips	Thonet	West
Carrier	Ellis	Smith A E	Tompkins	Whitney G H
Cowan	Ogden	Stanley	Wainwright	

Those who voted in the negative were:

Beebe	Etzel	Hubbs	Murphy	Sherry
Beihilf	Foelker	Hurd	Nugent	Smith A P
Brooks	Freidel	Kavanaugh	Parker	Smith J E
Burnett	Fuller	Knapp	Patton	Tenjost
Cadin	Gates	La Fetra	Pendry	Thompson J A
Cahn	Grady	Malloy	Perry	Wade
Caughlan	Hammond	Mathews T F	Quinn	Wagner
Charles E E	Hanford	Matthews C R	Reeve	Wadsworth
Coon	Hapeman	McKeown	Reilly	Wedemeyer
Cotton	Hartman	McManus	Rogers	Wiegand
Cox	Hastings	Miller	Santee	Wilsnack
Dale	Hooker	Monroe	Sheldon	Wood F X
Dodd				

The bill (No. 1982) entitled "An act to amend chapter 130 of the Laws of 1897, entitled 'An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State under and pursuant to chapter 604 of the Laws of 1886, on insurance on property in the village of Patchogue, Suffolk county,' in relation to the custody and disposition of such receipts" (Int. No. 1422), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the negative were:

Agnew	Coutant	Hooper	Pendry	Stanley
Allen F E	Cowan	Hornidge	Phillips	Steele
Allen J G	Cunningham	Hubbs	Plank	Stevens
Anderson	Dale	Hurd	Platt	Sullivan
Apgar	Dodd	Kavanaugh	Pratt	Tenjost
Bass	Dowling	Knapp	Prentice	Thompson G F
Becker	Ellis	La Fetra	Prince	Thompson J A
Bedell	Evans	Leggett	Quinn	Thonet
Beebe	Everett	Lewis	Reeve	Waddell
Beihilf	Fish	Machaceck	Reilly	Wade
Bird	Fitzsimons	Maier	Rigby	Wagner
Bisland	Foelker	Malloy	Rogers	Wadsworth
Brady	Foster	Mathews T F	Salomon	Wainwright
Brooks	Francisco	Matthews C R	Sammon	Wedemeyer
Burnett	Freidel	McKeown	Santee	West

Burns	Fuller	McManus	Scovill	Wemple
Burzynski	Gardner	Merritt	Shanahan	Whitney F G
Cadin	Gates	Miller	Sheehy	Whitney G H
Cahn	Grady	Monroe	Sheldon	Wiegand
Callahan	Grattan	Moreland	Sherry	Wilsnack
Carrier	Gray	Murphy	Shuttleworth	Wilson
Caughlan	Gurnett	Nugent	Slocum	Wolf
Charles E E	Hammond	Ogden	Smith A P	Wood F C
Charles W B	Hanford	O'Neill	Smith J E	Wood F X
Cooke	Hapeman	Palmer	Smith J T	Yale
Coon	Hartman	Parker	Smith R H	Young
Cotton	Hooker	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1157, Assembly reprint No. 2152) entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to revising several sections of the said charter" (Rec. No. 286), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hubbs	Parker	Standart
Allen F E	Dodd	Hurd	Patton	Steele
Allen J G	Donovan	Kavanaugh	Pendry	Stevens
Anderson	Ellis	Knapp	Phillips	Tenjost
Apgar	Etzel	La Fetra	Plank	Thompson G F
Bass	Everett	La Rue	Platt	Thonet
Becker	Fish	Leggett	Prentice	Tompkins
Bedell	Fitzsimons	Lewis	Prince	Waddell
Beihilf	Foelker	Machacek	Reeve	Wade
Bird	Foster	Maier	Reilly	Wagner
Bisland	Francisco	Malloy	Rigby	Wadsworth
Brooks	Freidel	Mathews T F	Rogers	Wainwright
Burns	Gardner	Matthews C R	Salomon	West
Burzynski	Gates	McKeown	Sammon	Wemple
Cadin	Grady	McManus	Schoeneck	Whitney F G
Cahn	Gray	Merritt	Scovill	Whitney G H
Carrier	Gurnett	Miller	Sheehy	Wiegand
Caughlan	Hammond	Monroe	Sheldon	Wilsnack
Charles E E	Hanford	Moreland	Sherry	Wilson

Charles W B	Hapeman	Murphy	Shuttleworth	Wolf
Coon	Hartman	Newton	Smith A P	Wood F C
Cotton	Hooker	Nugent	Smith A E	Wood F X
Cowan	Hooper	Ogden	Smith J T	Yale
Cox	Hornidge	O'Neill	Smith R H	Young
Cunningham				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2123) entitled "An act to amend the Highway Law, relative to extraordinary repairs of highways and bridges" (Int. No. 1164), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 2

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Ogden	Standart
Allen F E	Cowan	Hastings	O'Neill	Stanley
Allen J G	Cox	Hooker	Palmer	Steele
Anderson	Cunningham	Hornidge	Patton	Stevens
Bass	Dale	Hooper	Pendry	Sullivan
Becker	Dodd	Hubbs	Perry	Tenjost
Bedell	Donovan	Hurd	Plank	Thompson G F
Beebe	Dowling	Kavanaugh	Pratt	Thompson J A
Beihilf	Ellis	Knapp	Prentice	Tompkins
Bird	Etzel	La Fetra	Prince	Waddell
Bisland	Evans	La Rue	Quinn	Wade
Brady	Everett	Leggett	Reeve	Wagner
Brooks	Fish	Lewis	Reilly	Wadsworth
Burnett	Fitzsimons	Machacek	Rigby	Wainwright
Burns	Foster	Maier	Rogers	Wedemeyer
Burzynski	Francisco	Malloy	Salomon	Wemple
Byrne	Freidel	Mathews T F	Sammon	Whitney F G
Cadin	Fuller	Matthews C R	Santee	Whitney G H
Cahn	Gardner	McKeown	Scovill	Wiegand
Callahan	Grady	McManus	Shanahan	Wilsnack
Carrier	Grattan	Mead	Sheldon	Wilson
Caughlan	Gray	Merritt	Sherry	Wolf
Charles E E	Gurnett	Miller	Slocum	Wood F C
Charles W B	Hackett	Moreland	Smith A P	Wood F X
Cooke	Hammond	Murphy	Smith A E	Yale
Coon	Hanford	Newton	Smith J E	Young
Carrier	Hapeman	Nugent	Smith J T	

Those who voted in the negative were:

Phillips West

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1217) entitled "An act to release to Margaret Marth all the right, title and interest of the people of the State of New York in and to certain real estate situated at Brentwood Plaza, Westchester county, and in certain real estate situated in the town of Southampton, Suffolk county, and State of New York, acquired by escheat or otherwise upon the death of Roman Marth, deceased" (Int. No. 1007), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hartman	O'Neill	Smith J T
Allen F E	Cunningham	Hastings	Parker	Smith R H
Allen J G	Dale	Hooker	Patton	Stanley
Anderson	Dodd	Hooper	Pendry	Steele
Bass	Dowling	Hornidge	Perry	Stevens
Becker	Ellis	Hubbs	Phillips	Sullivan
Beebe	Etzel	Hurd	Platt	Thompson G F
Beihilf	Evans	Kavanaugh	Pratt	Thompson J A
Bird	Fish	Knapp	Prentice	Thonet
Bisland	Fitzsimons	La Fetra	Quinn	Tompkins
Brooks	Foelker	Leggett	Reilly	Waddell
Burnett	Foster	Lewis	Rigby	Wade
Burns	Francisco	Machacek	Rogers	Wadsworth
Byrne	Freidel	Maier	Salomon	Wainwright
Cadin	Fuller	Mathews T F	Sammon	West
Cahn	Gardner	Matthews C R	Santee	Wemple
Callahan	Gates	McKeown	Scovill	Whitney G H
Caughlan	Grattan	McManus	Sheehy	Wiegand
Charles E E	Gray	Mead	Sheldon	Wilson
Charles W B	Gurnett	Miller	Sherry	Wolf
Cooke	Hackett	Monroe	Slocum	Wood F C
Coon	Hammond	Murphy	Smith A P	Wood F X
Cotton	Hanford	Newton	Smith A E	Yale
Cowan	Hapeman	Ogden	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1912) entitled "An act to authorize the city of Watertown to borrow money for current municipal expenses arising in relation to the Roswell P. Flower Memorial Library, the maintenance and repair of school buildings and highways, the construction, maintenance and repair of sewers, and to pay temporary deficiencies in the funds of the board of education and the board of public safety, and to issue therefor certificates of indebtedness" (Int. No. 1401), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Perry	Smith R H
Allen F E	Dale	Hooper	Phillips	Standart
Allen J G	Dodd	Hornidge	Plank	Steele
Anderson	Donovan	Hubbs	Platt	Stevens
Apgar	Dowling	Kavanaugh	Pratt	Sullivan
Bass	Ellis	Knapp	Prentice	Tenjost
Becker	Etzel	La Fetra	Prince	Thompson G F
Bedell	Evans	La Rue	Quinn	Thompson J A
Beebe	Everett	Lewis	Reeve	Thonet
Beihilf	Fish	Machacek	Reilly	Tompkins
Bisland	Fitzsimons	Maier	Rigby	Waddell
Brady	Foelker	Malloy	Rogers	Wade
Brooks	Foster	Mathews T F	Rosenstein	Wagner
Burnett	Francisco	Matthews C R	Salomon	Wadsworth
Burns	Freidel	McKeown	Sammon	Wainwright
Burzynski	Fuller	McManus	Santee	Wedemeyer
Byrne	Gardner	Mead	Schoeneck	West
Cadin	Gates	Merritt	Scovill	Wemple
Cahn	Grady	Monroe	Rosenstein	Whitney F G
Callahan	Grattan	Moreland	Sheehy	Whitney G H
Carrier	Gray	Murphy	Sheldon	Wiegand
Caughlan	Gurnett	Nugent	Sherry	Wilsnack
Charles E E	Hackett	Ogden	Shuttleworth	Wilson
Cooke	Hammond	O'Neill	Slocum	Wolf
Coon	Hanford	Palmer	Smith A P	Wood F C
Cotton	Hapeman	Parker	Smith A E	Wood F X
Coutant	Hartman	Patton	Smith J E	Yale
Cowan	Hastings	Pendry	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 755, Assembly reprint No. 2155) entitled "An act for the relief of Catherine F. Mahon" (Rec. No. 215), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 949, Assembly reprint No. 2115) entitled "An act to amend subdivision 4 of section 2388 of the Code of Civil Procedure, relative to the service of certain notices upon heirs" (Rec. No. 198), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Parker	Standart
Allen F E	Cowan	Hooper	Patton	Stanley
Allen J G	Cox	Hornidge	Pendry	Steele
Anderson	Cunningham	Hubbs	Perry	Stevens
Apgar	Dale	Hurd	Phillips	Sullivan
Bass	Dodd	Kavanaugh	Platt	Tenjost
Becker	Dowling	Knapp	Pratt	Thompson G F
Bedell	Ellis	La Fetra	Prentice	Thompson J A
Beebe	Etzel	La Rue	Prince	Thonet
Beihilf	Everett	Leggett	Reeve	Tompkins
Bird	Fish	Lewis	Reilly	Waddell
Bisland	Fitzsimons	Machacek	Rigby	Wade
Brady	Foelker	Maier	Rogers	Wagner
Brooks	Foster	Malloy	Rosenstein	Wadsworth
Burns	Francisco	Mathews T F	Salomon	Wainwright
Burzynski	Freidel	Matthews C R	Sammon	Wedemeyer
Byrne	Gardner	McKeown	Schoeneck	Wemple
Cadin	Gates	McManus	Scovill	Whitney F G
Cahn	Grady	Mead	Sheehy	Whitney G H
Callahan	Gray	Miller	Sheldon	Wiegand
Carrier	Gurnett	Monroe	Sherry	Wilson
Caughlan	Hackett	Murphy	Slocum	Wolf
Charles E E	Hammon l	Newton	Smith A P	Wood F C
Charles W B	Hanford	Nugent	Smith A E	Wo
Cooke	Hapeman	Ogden	Smith J E	Yale
Coon	Hartman	O'Neill	Smith R H	Young
Cotton	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 1887) entitled "An act to extend Hickory street in the city of Utica through the lands of the State Hospital at Utica, N. Y." (Int. No. 1375), having been announced for a third reading,

Mr. Gates moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 2, after the word "out" insert the words "and the city of Utica to."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1896) entitled "An act to authorize the board of water commissioners of the village of Peekskill, in the county of Westchester, to issue bonds for the expense of a new force main and provide for the payment of water bonds of the village of Peekskill" (Int. No. 1384), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Parker	Smith J E
Allen F E	Cowan	Hooker	Patton	Smith R H
Allen J G	Cox	Hooper	Pendry	Standart
Anderson	Cunningham	Hornidge	Perry	Stanley
Apgar	Dale	Hubbs	Phillips	Steele
Bass	Donovan	Hurd	Plank	Stevens
Becker	Dowling	Kavanaugh	Platt	Sullivan

Bedell	Ellis	Knapp	Pratt	Thompson G F
Beebe	Etzel	La Fetra	Prentice	Thompson J A
Beihilf	Everett	La Rue	Quinn	Thonet
Bird	Fish	Lewis	Reeve	Tompkins
Bisland	Fitzsimons	Machacek	Reilly	Waddell
Brady	Foelker	Maier	Rigby	Wade
Brooks	Foster	Malloy	Rogers	Wagner
Burnett	Freidel	Mathews T F	Salomon	Wainwright
Burns	Fuller	Matthews C R	Sammon	Wedemeyer
Burzynski	Gardner	McKeown	Santee	West
Byrne	Gates	McManus	Schoeneck	Wemple
Cadin	Grady	Merritt	Scovill	Whitney F G
Cahn	Grattan	Miller	Sheehy	Wiegand
Callahan	Gray	Moreland	Sheldon	Wilsnack
Carrier	Gurnett	Murphy	Sherry	Wilson
Caughlan	Hammond	Newton	Shuttleworth	Wood F C
Charles E E	Hanford	Nugent	Slocum	Wood F X
Charles W B	Hapeman	O'Neill	Smith A P	Yale
Cooke	Hartman	Palmer	Smith A E	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Wainwright moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Anderson	Cunningham	Knapp	Rogers	Stevens	
Bass	Dale	La Fetra	Rosenstein	Tenjost	
Becker	Dodd	Leggett	Salomon	Thompson G F	
Bedell	Ellis	Malloy	Sammon	Thompson J A	
Beebe	Etzel	Mathews T F	Santee	Thonet	
Beihilf	Fitzsimons	Matthews C R	Schoeneck	Tompkins	
Bird	Foelker	McKeown	Scovill	Waddell	
Bisland	Foster	Miller	Shanahan	Wade	
Brady	Freidel	Monroe	Sheehy	Wagner	
Brooks	Fuller	Murphy	Sheldon	Wainwright	
Burnett	Gardner	Nugent	Sherry	Wedemeyer	
Burns	Gates	Ogden	Shuttleworth	West	
Cadin	Grattan	Parker	Slocum	Wemple	
Carrier	Hackett	Patton	Smith A P	Whitney F G	
Caughlan	Hammond	Phillips	Smith A E	Whitney G H	
Charles E E	Hanford	Plank	Smith J E	Wilsnack	
Charles W B	Hapeman	Platt	Smith J T	Wolf	
Coon	Hartman	Prentice	Smith R H	Wood F C	
Cotton	Hooker	Prince	Standart	Wood F X	
Cowan	Hurd	Quinn	Stanley	Yale	
Cox	Kavanaugh	Reeve	Steele	Young	105

Mr. Wainwright moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. E. E. Charles in the chair.

The bill (No. 1377) entitled "An act to provide for the appointment of Supreme Court Commissioners in judicial departments containing counties having a certain population, and providing for the mode of selecting and appointing such Supreme Court Commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners" (Int. No. 1118), having been announced for a third reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

Mr. Speaker in the chair.

The bill (No. 1941) entitled "An act to amend the Stock Corporations Law, in relation to consent to change place of business" (Int. No. 1412), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Pendry	Standart
Allen F E	Dale	Hubbs	Perry	Stanley
Allen J G	Dodd	Hurd	Phillips	Steele
Apgar	Dowling	Kavanaugh	Plank	Sullivan
Bass	Ellis	Knapp	Platt	Tenjost
Becker	Etzel	La Fetra	Pratt	Thompson G F
Bedell	Evans	Leggett	Prince	Thompson J A
Beebe	Everett	Lewis	Quinn	Thonet
Bird	Fish	Machacek	Reeve	Waddell
Bisland	Foelker	Maier	Rigby	Wade
Brady	Foster	Malloy	Rogers	Wagner
Brooks	Francisco	Mathews T F	Rosenstein	Wadsworth
Burnett	Freidel	Matthews C R	Salomon	Wedemeyer
Burzynski	Fuller	McKeown	Sammon	West
Byrne	Gates	McManus	Santee	Wemple
Cadin	Grady	Mead	Schoeneck	Whitney F G
Callahan	Grattan	Miller	Scovill	Whitney G H
Carrier	Gray	Monroe	Shanahan	Wiegand
Caughlan	Gurnett	Moreland	Sheehy	Wilsnack
Charles E E	Hackett	Murphy	Sherry	Wilson

Charles W B	Hammond	Newton	Shuttleworth	Wolf
Cooke	Hanford	Ogden	Slocum	Wood F C
Coon	Hapeman	O'Neill	Smith A P	Wood F X
Cotton	Hastings	Palmer	Smith A E	Yale
Coutant	Hooker	Parker	Smith J E	Young
Cowan	Hooper	Patton	Smith R H	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 17) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley & Love, against the State of New York" (Int. No. 17), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Parker	Standart
Allen F E	Cox	Hastings	Patton	Stanley
Allen J G	Cunningham	Hooker	Pendry	Stevens
Anderson	Dale	Hornidge	Perry	Sullivan
Apgar	Dodd	Hubbs	Phillips	Tenjost
Becker	Dowling	Hurd	Platt	Thompson G F
Bedell	Ellis	Kavanaugh	Pratt	Thompson J A
Beebe	Etzel	La Fetra	Prentice	Thonet
Beihilf	Evans	La Rue	Prince	Tompkins
Bird	Everett	Leggett	Quinn	Wade
Bisland	Fitzsimons	Lewis	Reilly	Wagner
Brady	Foelker	Maier	Rigby	Wadsworth
Brooks	Foster	Malloy	Rosenstein	Wedemeyer
Burnett	Francisco	Mathews T F	Salomon	West
Burns	Freidel	Matthews C R	Sammon	Wemple
Burzynski	Fuller	McKeown	Santee	Whitney F G
Byrne	Gardner	McManus	Schoeneck	Whitney G H
Cahn	Gates	Mead	Scovill	Wiegand
Callahan	Grady	Merritt	Shanahan	Wilsnack
Carrier	Grattan	Miller	Sheldon	Wilson
Caughlan	Gray	Moreland	Shuttleworth	Wolf
Charles E E	Gurnett	Murphy	Slocum	Wood F C
Charles W B	Hackett	Newton	Smith A P	Wood F X
Cooke	Hammond	Nugent	Smith J E	Yale
Cotton	Hanford	Ogden	Smith J T	Young
Coutant	Hapeman	Palmer		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 790) entitled "An act to amend the Code of Civil Procedure relative to the powers and jurisdiction of justices of the peace in certain instances" (Int. No. 703) was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Stanley
Allen F E	Cunningham	Hooper	Perry	Steele
Allen J G	Dale	Hornidge	Phillips	Stevens
Anderson	Dodd	Hubbs	Plank	Sullivan
Apgar	Donovan	Hurd	Platt	Tenjost
Bass	Dowling	Kavanaugh	Pratt	Thompson G F
Bedell	Etzel	Knapp	Prince	Thompson J A
Beebe	Evans	La Rue	Quinn	Thonet
Beihilf	Everett	Leggett	Reilly	Tompkins
Bisland	Fish	Lewis	Rigby	Waddell
Brady	Foelker	Machacek	Rogers	Wade
Brooks	Foster	Maier	Salomon	Wagner
Burnett	Francisco	Mathews T F	Sammon	Wadsworth
Burns	Freidel	Matthews C R	Santee	Wainwright
Burzynski	Fuller	McKeown	Schoeneck	Wedemeyer
Byrne	Gardner	McManus	Scovill	West
Cadin	Grady	Mead	Shanahan	Wemple
Cahn	Grattan	Merritt	Sheehy	Whitney G H
Callahan	Gray	Miller	Sherry	Wiegand
Carrier	Gurnett	Moreland	Shuttleworth	Wilsnack
Caughlan	Hackett	Murphy	Slocum	Wilson
Charles E E	Hammond	Newton	Smith A P	Wolf
Charles W B	Hanford	Ogden	Smith J E	Wood F C
Cooke	Hapeman	O'Neill	Smith J T	Wood F X
Cotton	Hartman	Parker	Smith R H	Yale
Coutant	Hastings	Patton	Standart	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1994) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged

claim of William D. Hudson for salary alleged to be due him as Deputy State Factory Inspector, and to render judgment therefor" (Int. No. 1434), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Palmer	Smith R H
Allen F E	Cox	Hastings	Parker	Standart
Allen J G	Cunningham	Hooker	Patton	Stanley
Anderson	Dale	Hooper	Pendry	Steele
Apgar	Dodd	Hornidge	Perry	Stevens
Bass	Donovan	Hubbs	Phillips	Sullivan
Becker	Dowling	Hurd	Plank	Tenjost
Bedell	Ellis	Kavanaugh	Platt	Thompson G F
Beebe	Evans	Knapp	Pratt	Thompson J A
Beihilf	Everett	La Fetra	Prince	Tompkins
Bird	Fish	La Rue	Quinn	Waddell
Bisland	Fitzsimons	Leggett	Reeve	Wade
Brady	Foelker	Lewis	Reilly	Wagner
Brooks	Foster	Machacek	Rogers	Wadsworth
Burnett	Francisco	Maier	Rosenstein	Wainwright
Burns	Freidel	Malloy	Salomon	Wedemeyer
Burzynski	Fuller	Mathews T F	Santee	West
Byrne	Gardner	Matthews C R	Schoeneck	Whitney F G
Cadin	Gates	McKeown	Scovill	Whitney G H
Cahn	Grady	McManus	Sheehy	Wiegand
Carrier	Grattan	Merritt	Sheldon	Wilsnack
Caughlan	Gray	Miller	Sherry	Wilson
Charles E E	Gurnett	Moreland	Slocum	Wolf
Charles W B	Hackett	Murphy	Smith A P	Wood F C
Cooke	Hammond	Newton	Smith A E	Wood F X
Coon	Hanford	Ogden	Smith J E	Yale
Coutant	Hapeman	O'Neill	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2056) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James L. Gernon for salary alleged to be due him as Deputy State Factory Inspector, and to render judgment therefor" (Int. No. 1457), was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Pendry	Smith R H
Allen F E	Cox	Hooper	Perry	Standart
Allen J G	Cunningham	Hornidge	Phillips	Steele
Anderson	Dale	Hubbs	Plank	Stevens
Apgar	Dodd	Hurd	Platt	Sullivan
Bass	Donovan	Kavanaugh	Pratt	Tenjost
Becker	Dowling	Knapp	Prince	Thompson G F
Bedell	Ellis	La Fetra	Quinn	Thompson J A
Beebe	Etzel	Leggett	Reeve	Thonet
Beihilf	Evans	Lewis	Reilly	Tompkins
Bird	Everett	Machacek	Rigby	Waddell
Bisland	Fitzsimons	Maier	Rosenstein	Wade
Brady	Foelker	Malloy	Salomon	Wagner
Brooks	Foster	Mathews T F	Sammon	Wadsworth
Burnett	Francisco	Matthews C R	Santee	Wedemeyer
Burns	Freidel	McKeown	Schoeneck	West
Burzynski	Fuller	McManus	Scovill	Wemple
Byrne	Gates	Merritt	Shanahan	Whitney F G
Cadin	Grady	Miller	Sheehy	Whitney G H
Cahn	Grattan	Moreland	Sheldon	Wiegand
Callahan	Gray	Murphy	Sherry	Wilsnack
Carrier	Gurnett	Newton	Shuttleworth	Wilson
Caughlan	Hackett	Nugent	Slocum	Wolf
Charles E E	Hammond	O'Neill	Smith A P	Wood F C
Charles W B	Hanford	Palmer	Smith A E	Wood F X
Cooke	Hapeman	Parker	Smith J E	Yale
Coon	Hartman	Patton	Smith J T	Young
Cotton				

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2000) entitled "Concurrent resolution proposing amendment to section 1 of article 2 of the Constitution, relating to qualification of voters" (Int. No. 500), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 92
NOES 6

Those who voted in the affirmative were:

Anderson	Gardner	Murphy	Scovill	Thompson J A
Bass	Gates	Newton	Shanahan	Waddell
Beihilf	Grady	Ogden	Sheehy	Wade
Brooks	Hackett	O'Neill	Sheldon	Wagner
Burns	Hapeman	Patton	Sherry	Wadsworth
Cadin	Hornidge	Perry	Shuttleworth	Wainwright
Carrier	Hubbs	Phillips	Slocum	Wedemeyer
Caughlan	Hurd	Plank	Smith A P	West
Charles E E	Kavanaugh	Platt	Smith J E	Wemple
Charles W B	Knapp	Prentice	Smith J T	Whitney F G
Coon	La Fetra	Prince	Smith R H	Whitney G H
Coutant	Machacek	Reilly	Standart	Wiegand
Cox	Malloy	Rigby	Stanley	Wilsnack
Etzel	Mathews T F	Rogers	Steele	Wilson
Fitzsimons	McKeown	Rosenstein	Stevens	Wolf
Foelker	McManus	Salomon	Sullivan	Wood F X
Foster	Miller	Sammon	Tenjost	Yale
Freidel	Monroe	Santee	Thompson G F	Young
Fuller	Moreland			

Those who voted in the negative were:

Cahn	Cowan	Cunningham	Thonet	Tompkins
Cotton				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2051) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Anna Fleming against the State for damages alleged to have been sustained by her, and to render judgment therefor" (Int. No. 1451), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Palmer	Smith J T
Allen F E	Cowan	Hastings	Parker	Standart
Allen J G	Cox	Hooker	Patton	Stanley
Anderson	Cunningham	Hooper	Pendry	Steele
Apgar	Dale	Hornidge	Perry	Stevens
Bass	Dodd	Hubbs	Phillips	Sullivan
Becker	Donovan	Hurd	Plank	Thompson G F
Bedell	Dowling	Kavanaugh	Platt	Thompson J A
Beebe	Ellis	Knapp	Pratt	Thonet
Beihilf	Etzel	La Fetra	Prince	Tompkins
Bird	Evans	La Rue	Quinn	Waddell
Bisland	Everett	Leggett	Reeve	Wade
Brady	Fish	Lewis	Reilly	Wagner
Brooks	Fitzsimons	Machacek	Rigby	Wadsworth
Burnett	Foelker	Maier	Rosenstein	Wainwright
Burns	Foster	Malloy	Salomon	Wedemeyer
Burzynski	Francisco	Mathews T F	Santee	Wemple
Byrne	Fuller	Matthews C R	Schoeneck	Whitney F G
Cadin	Gardner	McKeown	Scovill	Whitney G H
Cahn	Gates	McManus	Shanahan	Wiegand
Callahan	Grady	Mead	Sheehy	Wilsnack
Carrier	Grattan	Merritt	Sheldon	Wilson
Caughlan	Gray	Monroe	Sherry	Wolf
Charles E E	Gurnett	Moreland	Shuttleworth	Wood F C
Charles W B	Hackett	Murphy	Slocum	Wood F X
Cooke	Hammond	Newton	Smith A E	Yale
Coon	Hanford	Nugent	Smith J E	Young
Cotton	Hapeman	O'Neill		

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2096) entitled "An act to authorize the board of trustees of the village of White Plains to appoint an assessor and prescribe manner of collecting tax" (Int. No. 856), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Parker	Smith A P
Allen F E	Dodd	Hubbs	Patton	Smith J E
Allen J G	Dowling	Hurd	Pendry	Smith J T
Apgar	Ellis	Kavanaugh	Perry	Smith R H
Bass	Etzel	Knapp	Phillips	Standart
Becker	Evans	La Fetra	Plank	Steele
Beebe	Everett	La Rue	Platt	Stevens
Beihilf	Fish	Leggett	Pratt	Sullivan
Bird	Foelker	Lewis	Prentice	Tenjost
Bisland	Foster	Machacek	Prince	Thompson G F
Brooks	Francisco	Maier	Quinn	Thompson J A
Burnett	Freidel	Malloy	Reeve	Tompkins
Burns	Fuller	Mathews T F	Reilly	Waddell
Burzynski	Gardner	Matthews C R	Rogers	Wade
Cadin	Gates	McKeown	Rosenstein	Wadsworth
Cahn	Grady	McManus	Salomon	Wainwright
Carrier	Grattan	Merritt	Sammon	West
Caughlan	Gray	Miller	Santee	Wemple
Charles E E	Gurnett	Monroe	Schoeneck	Whitney G H
Charles W B	Hackett	Moreland	Shanahan	Wilsnack
Coon	Hanford	Murphy	Sheehy	Wilson
Cotton	Hapeman	Newton	Sheldon	Wood F C
Coutant	Hartman	Ogden	Sherry	Wood F X
Cowan	Hastings	O'Neill	Shuttleworth	Yale
Cox	Hooper	Palmer	Slocum	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2149) entitled "An act to amend the Real Property Law, relative to the postponement or subordination of liens upon real property" (Int. No. 210), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hanford	O'Neill	Smith J T
Allen F E	Cowan	Hapeman	Palmer	Smith R H
Allen J G	Cox	Hartman	Parker	Standart
Anderson	Cunningham	Hastings	Patton	Stanley

Apgar	Dale	Hooker	Pendry	Stevens
Bass	Dodd	Hooper	Perry	Sullivan
Becker	Donovan	Hornidge	Phillips	Tenjost
Bedell	Dowling	Hurd	Plank	Thompson G F
Beebe	Ellis	Kavanaugh	Platt	Thompson J A
Beihilf	Etzel	Knapp	Pratt	Thonet
Bird	Evans	La Fetra	Prentice	Waddell
Bisland	Everett	La Rue	Quinn	Wade
Brady	Fish	Lewis	Reeve	Wagner
Brooks	Fitzsimons	Machacek	Reilly	Wadsworth
Burnett	Foelker	Maier	Rigby	Wainwright
Burns	Foster	Malloy	Rosenstein	Wedemeyer
Burzynski	Francisco	Mathews T F	Salomon	West
Byrne	Freidel	Matthews C R	Sammon	Wemple
Cadin	Fuller	McKeown	Schoeneck	Whitney G H
Cahn	Gardner	McManus	Scovill	Wiegand
Callahan	Gates	Mead	Shanahan	Wilsnack
Caughlan	Grady	Miller	Sheldon	Wilson
Charles E E	Grattan	Monroe	Sherry	Wolf
Charles W B	Gray	Murphy	Shuttleworth	Wood F C
Cooke	Gurnett	Newton	Slocum	Wood F X
Coon	Hackett	Nugent	Smith A P	Yale
Cotton	Hammond	Ogden	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 2145) entitled "An act to create a new boundary line between the Sixth and Twelfth wards of the city of Troy and relating to the ward officers of such wards" (Int. No. 835), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100
NOES 46

Those who voted in the affirmative were:

Allen F E	Cox	Hooper	Pendry	Stanley
Allen J G	Cunningham	Hubbs	Perry	Steele
Bass	Dowling	Hurd	Phillips	Stevens
Becker	Etzel	Knapp	Plank	Tenjost
Bedell	Evans	La Rue	Platt	Thompson G F
Beebe	Fish	Leggett	Pratt	Thonet
Beihilf	Foelker	Lewis	Prentice	Waddell

Bisland	Foster	Maier	Reeve	Wade
Brady	Francisco	Matthews C R	Rigby	Wadsworth
Brooks	Freidel	Mead	Rogers	Wainwright
Burnett	Gardner	Merritt	Santee	West
Cadin	Gates	Miller	Schoeneck	Wemple
Callahan	Grattan	Monroe	Scovill	Whitney F G
Carrier	Gray	Moreland	Sheldon	Whitney G H
Charles E E	Hammond	Murphy	Shuttleworth	Wilsnack
Charles W B	Hanford	Newton	Slocum	Wilson
Coon	Hapeman	Ogden	Smith A P	Wood F C
Cotton	Hartman	O'Neill	Smith J E	Wood F X
Coutant	Hastings	Parker	Smith J T	Yale
Cowan	Hooker	Patton	Standart	Young

Those who voted in the negative were:

Anderson	Donovan	Kavanaugh	Prince	Smith A E
Bird	Ellis	La Fetra	Quinn	Smith R H
Burns	Everett	Machacek	Reilly	Sullivan
Burzynski	Fitzsimons	Malloy	Rosenstein	Thompson J A
Byrne	Fuller	Mathews T F	Salomon	Tompkins
Cahn	Grady	McKeown	Sammon	Wagner
Caughlan	Gurnett	McManus	Shanahan	Wedemeyer
Cooke	Hackett	Nugent	Sheehy	Wiegand
Dale	Hornidge	Palmer	Sherry	Wolf
Dodd				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2144) entitled "An act to amend the Tax Law, in relation to the transfer tax clerk of Suffolk county" (Int. No. 178), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hubbs	Phillips	Stanley
Allen F E	Cunningham	Hurd	Plank	Steele
Allen J G	Dale	Kavanaugh	Platt	Stevens
Anderson	Dodd	Knapp	Pratt	Sullivan
Apgar	Donovan	La Rue	Prentice	Tenjost
Bass	Ellis	Leggett	Quinn	Thompson G F
Becker	Etzel	Lewis	Reeve	Thompson J A
Bedell	Evans	Machacek	Reilly	Thonet
Beebe	Everett	Maier	Rigby	Tompkins
Beihilf	Fitzsimons	Malloy	Rogers	Waddell

Bird	Foelker	Mathews T F	Rosenstein	Wade
Bisland	Francisco	Matthews C R	Salomon	Wagner
Brady	Freidel	McKeown	Sammon	Wadsworth
Brooks	Fuller	McManus	Santee	Wainwright
Burnett	Gardner	Mead	Schoeneck	Wedemeyer
Burns	Gates	Miller	Scovill	West
Burzynski	Grady	Monroe	Shanahan	Wemple
Byrne	Grattan	Moreland	Sheldon	Whitney F G
Cadin	Gray	Murphy	Sherry	Whitney G L
Cahn	Hackett	Nugent	Shuttleworth	Wiegand
Callahan	Hammond	Ogden	Slocum	Wilsnack
Carrier	Hanford	O'Neill	Smith A P	Wilson
Charles E E	Hapeman	Palmer	Smith A E	Wolf
Charles W B	Hartman	Parker	Smith J E	Wood F C
Cooke	Hastings	Patton	Smith J T	Wood F X
Coon	Hooker	Pendry	Smith R H	Yale
Cotton	Hornidge	Perry	Standart	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent,

Mr. Slocum offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Senate bill No. 1324, entitled "An act to amend chapter 795 of the Laws of 1896, entitled 'An act in relation to the State dams on the Beaver and Moose rivers,' in relation to the commissioners appointed thereby." (Rec. No. 397.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Slocum, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Slocum, and by unanimous consent, said bill was substituted for Assembly bill No. 2146, Int. No. 1353, same title and subject, now on the order of third reading.

On motion of Mr. Slocum, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

The bill (No. 1146) entitled "An act to amend chapter 168 of the Laws of 1896, entitled 'An act in relation to the State dams on the Beaver and Moose rivers, in relation to the commissioners

appointed thereby" (Int. No. 1353), having been announced for a third reading,

On motion of Mr. Slocum, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 2095) entitled "An act for the relief of Eugene Scherri" (Int. No. 919), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Perry	Standart
Allen F E	Dale	Hornidge	Phillips	Stanley
Allen J G	Dodd	Hubbs	Plank	Steele
Anderson	Donovan	Hurd	Platt	Stevens
Apgar	Dowling	Kavanaugh	Pratt	Sullivan
Becker	Ellis	Knapp	Prentice	Tenjost
Bedell	Etzel	La Rue	Quinn	Thompson G F
Beebe	Evans	Leggett	Reeve	Thompson J A
Beihilf	Everett	Lewis	Reilly	Thonet
Bird	Fish	Machacek	Rigby	Tompkins
Bisland	Fitzsimons	Maier	Rogers	Waddell
Brooks	Foelker	Malloy	Rosenstein	Wade
Burnett	Foster	Mathews T F	Salomon	Wagner
Burns	Francisco	Matthews C R	Sammon	Wadsworth
Burzynski	Freidel	McKeown	Santee	Wainwright
Byrne	Fuller	McManus	Schoeneck	Wedemeyer
Cadin	Gardner	Mead	Scovill	West
Cahn	Gates	Miller	Shanahan	Wemple
Callahan	Grady	Monroe	Sheehy	Whitney F G
Carrier	Grattan	Moreland	Sheldon	Whitney G H
Caughlan	Gray	Murphy	Sherry	Wiegand
Charles E E	Gurnett	Newton	Shuttleworth	Wilsnack
Charles W E	Hammond	Ogden	Slocum	Wilson
Coon	Hanford	O'Neill	Smith A P	Wolf
Cotton	Hapeman	Palmer	Smith A E	Wood F C
Coutant	Hartman	Parker	Smith J E	Wood F X
Cowan	Hastings	Patton	Smith J T	Yale
Cox	Hooker	Pendry	Smith R H	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2148) entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing

of the contingent interest of infants not in being in real property" (Int. No. 2184), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 144
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith J T
Allen F E	Cox	Hooker	Pendry	Smith R H
Allen J G	Cunningham	Hooper	Perry	Standart
Anderson	Dale	Hornidge	Phillips	Stanley
Apgar	Dodd	Hubbs	Plank	Steele
Bass	Donovan	Hurd	Platt	Stevens
Becker	Dowling	Kavanaugh	Pratt	Sullivan
Bedell	Ellis	Knapp	Prentice	Tenjost
Beebe	Etzel	La Fetra	Prince	Thompson G F
Beihilf	Evans	La Rue	Quinn	Thompson J A
Bird	Everett	Leggett	Reeve	Tompkins
Bisland	Fish	Lewis	Reilly	Waddell
Brady	Fitzsimons	Maier	Rigby	Wade
Brooks	Foelker	Malloy	Rogers	Wagner
Burnett	Foster	Mathews T F	Rosenstein	Wadsworth
Burns	Francisco	Matthews C R	Salomon	Wainwright
Burzynski	Freidel	McKeown	Sammon	Wedemeyer
Byrne	Fuller	McManus	Santee	West
Cadin	Gardner	Mead	Schoeneck	Wemple
Cahn	Gates	Merritt	Scovill	Whitney G H
Callahan	Grady	Monroe	Shanahan	Wiegand
Carrier	Grattan	Moreland	Sheehy	Wilsnack
Caughlan	Gray	Murphy	Sheldon	Wilson
Charles E E	Gurnett	Newton	Sherry	Wolf
Charles W B	Hackett	Nugent	Shuttleworth	Wood F C
Cooke	Hammond	Ogden	Slocum	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hapeman	Palmer	Smith A E	Young
Coutant	Hartman	Parker	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2143) entitled "An act to amend the Liquor Tax Law, in relation to penalties" (Int. No. 108), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79
NOES 25

Those who voted in the affirmative were:

Anderson	Dale	Hornidge	Prince	Tenjost
Bedell	Dodd	Kavanaugh	Quinn	Thompson G F
Bird	Donovan	La Fetra	Reilly	Thompson J A
Brady	Ellis	Lewis	Rosenstein	Thonet
Brooks	Etzel	Machacek	Salomon	Wade
Burnett	Fitzsimons	Malloy	Sammon	Wagner
Burns	Foelker	Mathews T F	Schoeneck	Wadsworth
Cahn	Foster	McKeown	Shanahan	Wainwright
Carrier	Freidel	McManus	Sheldon	Wedemeyer
Caughlan	Fuller	Monroe	Sherry	Wemple
Charles W B	Gardner	Murphy	Smith A P	Wiegand
Cooke	Gates	Nugent	Smith A E	Wolf
Coon	Grady	Patton	Smith J E	Wood F C
Coutant	Gurnett	Pendry	Smith R H	Yale
Cox	Hackett	Perry	Stevens	Young
Cunningham	Hartman	Plank	Sullivan	

Those who voted in the negative were:

Bass	Cowan	Matthews C R	Prentice	Smith J T
Beebe	Hammond	Miller	Rogers	Stanley
Beihilf	Hanford	Moreland	Santee	Tompkins
Bisland	Hooker	Ogden	Scovill	West
Charles E E	Hurd	Phillips	Slocum	Whitney G H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2147) entitled "An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands" (Int. No. 1386), having been announced for a third reading,

On motion of Mr. Patton, said bill was laid aside and ordered stricken from the calendar.

The Senate bill (No. 315, Assembly reprint No. 2150) entitled "An act to amend the Civil Service Law, in relation to veterans" (Rec. No. 154), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2151) entitled "An act to amend the Forest, Fish and Game Law, in relation to fires to clear land" (Int. No. 1307), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 83
NOES 3

Those who voted in the affirmative were:

Anderson	Donovan	Kavanaugh	Prince	Sullivan
Bird	Ellis	La Fetra	Quinn	Tenjost
Brooks	Etzel	Lewis	Reilly	Thompson G F
Burnett	Fitzsimons	Machacek	Rosenstein	Thompson J A
Burns	Foster	Malloy	Salomon	Thonet
Cadin	Freidel	Mathews T F	Sammon	Wade
Cahn	Grady	Matthews C R	Schoeneck	Wagner
Carrier	Gurnett	McKeown	Scovill	Wadsworth
Caughlan	Hackett	McManus	Sheldon	Wedemeyer
Charles E E	Hammond	Ogden	Sherry	West
Coon	Hanford	Parker	Shuttleworth	Wemple
Cotton	Hapeman	Patton	Smith A P	Wiegand
Cowan	Hartman	Pendry	Smith A E	Wilsnack
Cox	Hastings	Perry	Smith J E	Wolf
Cunningham	Hooker	Phillips	Smith R H	Wood F X
Dale	Hornidge	Plank	Stanley	Young
Dodd	Hubbs	Prentice		

Those who voted in the negative were:

Becker	Rogers	Tompkins

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1977) entitled "An act to amend chapter 722 of the Laws of 1894, entitled 'An act to incorporate the Niagara, Lockport and Ontario Power Company,' relative to limiting the amount of water to be taken from the Niagara river, requiring the company to furnish electric power to consumers at fixed rates, extending the territory in which power may be sold, defining its powers of condemnation, striking out the right to sell water for municipal purposes, removing limitation of capital stock, authorizing changes in the number of directors, conforming

the act in certain particulars to the general laws of the State and otherwise" (Int. No. 974), having been announced for a third reading,

On motion of Mr. Thompson, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 925) entitled "An act to amend the State Printing Law in relation to qualifications of contractors" (Rec. No. 312), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 5

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Palmer	Smith A P
Allen F E	Cunningham	Hooper	Parker	Smith A E
Allen J G	Dale	Hornidge	Patton	Smith J E
Anderson	Dodd	Hubbs	Pendry	Smith J T
Apgar	Donovan	Hurd	Perry	Smith R H
Bass	Dowling	Kavanaugh	Plank	Standart
Becker	Etzel	Knapp	Platt	Stanley
Bedell	Evans	La Fetra	Pratt	Steele
Beebe	Everett	La Rue	Prentice	Sullivan
Beihilf	Fish	Lewis	Prince	Thompson G F
Bisland	Fitzsimons	Machacek	Quinn	Thompson J A
Brady	Foster	Maier	Reeve	Tompkins
Brooks	Francisco	Malloy	Reilly	Waddell
Burnett	Freidel	Mathews T F	Rigby	Wagner
Burns	Fuller	Matthews C R	Rogers	Wadsworth
Burzynski	Gardner	McKeown	Rosenstein	Wainwright
Byrne	Gates	McManus	Salomon	West
Cadin	Grady	Merritt	Sammon	Wemple
Cahn	Grattan	Miller	Schoeneck	Whitney F G
Callahan	Gray	Monroe	Scovill	Wiegand
Carrier	Gurnett	Moreland	Shanahan	Wilsnack
Caughlan	Hackett	Murphy	Sheehy	Wolf
Charles W B	Hammond	Newton	Sheldon	Wood F C
Cooke	Hanford	Nugent	Sherry	Wood F X
Coon	Hapeman	Ogden	Shuttleworth	Yale
Cotton	Hartman	O'Neill	Slocum	Young
Coutant	Hastings			

Those who voted in the negative were:

Charles E E	Cox	Leggett	Phillips	Wade

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1020) entitled "An act to amend section 220 of the Code of Civil Procedure, relative to the designation of justices of the Appellate Division, and the times when such designations shall take effect" (Rec. No. 248), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 2

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Palmer	Smith J E
Allen F E	Cox	Hastings	Parker	Smith J T
Allen J G	Cunningham	Hooker	Patton	Smith R H
Apgar	Dale	Hooper	Pendry	Standart
Bass	Dodd	Hornidge	Perry	Steele
Becker	Donovan	Hubbs	Plank	Stevens
Bedell	Dowling	Hurd	Platt	Sullivan
Beebe	Ellis	Knapp	Pratt	Tenjost
Beihilf	Etzel	La Fetra	Prince	Thompson J A
Bird	Evans	La Rue	Quinn	Thonet
Bisland	Everett	Leggett	Reeve	Tompkins
Brady	Fish	Lewis	Reilly	Waddell
Brooks	Fitzsimons	Maier	Rigby	Wagner
Burnett	Foelker	Malloy	Rogers	Wadsworth
Burns	Foster	Mathews T F	Salomon	Wainwright
Burzynski	Freidel	Matthews C R	Sammon	West
Byrne	Fuller	McKeown	Santee	Wemple
Cadin	Gardner	McManus	Schoeneck	Whitney F G
Cahn	Gates	Mead	Scovill	Wiegand
Callahan	Grady	Merritt	Shanahan	Wilsnack
Caughlan	Grattan	Monroe	Sheehy	Wilson
Charles E E	Gray	Moreland	Sheldon	Wood F C
Charles W B	Gurnett	Newton	Sherry	Wood F X
Cooke	Hackett	Nugent	Shuttleworth	Yale
Coon	Hanford	Ogden	Slocum	Young
Cotton	Hapeman	O'Neill	Smith A E	

Those who voted in the negative were:

Phillips	Wade

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 621) entitled "An act empowering the comptroller of the city of New York to cancel and to refund assessments levied for the purpose of acquiring title to a new street, from Chambers street to Reade street, in the borough of Manhattan, city of New York" (Int. No. 568), was read the second time.

On motion of Mr. A. E. Smith, said bill was placed on the order of third reading.

On motion of Mr. A. E. Smith, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Pendry	Smith R H
Allen F E	Dale	Hubbs	Perry	Standart
Anderson	Dodd	Hurd	Phillips	Stanley
Apgar	Donovan	Kavanaugh	Plank	Stevens
Bass	Dowling	Knapp	Platt	Sullivan
Bedell	Ellis	La Fetra	Pratt	Tenjost
Beebe	Etzel	La Rue	Prentice	Thompson G F
Beihilf	Evans	Lewis	Quinn	Thompson J A
Bird	Everett	Machacek	Reeve	Thonet
Bisland	Fish	Maier	Reilly	Tompkins
Brady	Fitzsimons	Malloy	Rigby	Waddell
Brooks	Foster	Mathews T F	Rogers	Wade
Burnett	Francisco	Matthews C R	Rosenstein	Wagner
Burns	Freidel	McKeown	Salomon	Wadsworth
Burzynski	Fuller	McManus	Sammon	Wainwright
Byrne	Gardner	Mead	Santee	Wedemeyer
Cadin	Gates	Merritt	Schoeneck	West
Callahan	Grady	Miller	Scovill	Wemple
Carrier	Grattan	Monroe	Sheehy	Whitney F G
Caughian	Gray	Moreland	Sheldon	Wiegand
Charles E E	Gurnett	Murphy	Sherry	Wilsnack
Charles W B	Hackett	Newton	Shuttleworth	Wilson
Cooke	Hammond	Nugent	Slocum	Wolf

Coon	Hanford	Ogden	Smith A P	Wood F C
Cotton	Hapeman	Palmer	Smith A E	Wood F X
Coutant	Hartman	Parker	Smith J E	Yale
Cowan	Hastings	Patton	Smith J T	Young
Cox	Hooker			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 774) entitled "An act to provide for the reconstruction of sewers in the city of New York where the present sewers are inadequate and to provide means for the payment of such reconstruction by sale of corporate stock in the city of New York" (Int. No. 686), was read the second time.

On motion of Mr. Francisco, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1812) entitled "An act to amend the charter of the city of New Rochelle in relation to the powers and duties of the city engineer and the board of sewer commissioners of said city" (Int. No. 1345), having been announced for a second reading,

On motion of Mr. Wainwright, said bill was laid aside and ordered stricken from the calendar.

By unanimous consent,

Mr. A. E. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill No. 1064, entitled "An act to amend the Greater New York charter in relation to buildings in the city of New York." (Rec. No. 337.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. A. E. Smith, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. A. E. Smith, and by unanimous consent, said bill was substituted for Assembly bill No. 1809, Int. No. 1342, same title and subject, now on the order of third reading.

On motion of Mr. A. E. Smith, and by unanimous consent, said

bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1809) entitled "An act to amend the Greater New York charter in relation to buildings in the city of New York" (Int. No. 1342), having been announced for a second reading,

On motion of Mr. A. E. Smith, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 1649) entitled "An act authorizing the police commissioner of the city of New York to reappoint Andrew Bradley, an ex-policeman of the city of New York, who resigned from said police department March 1, 1889" (Int. No. 1268), was read the second time.

On motion of Mr. Fitzsimons, said bill was placed on the order of third reading.

On motion of Mr. Fitzsimons, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Newton	Sheldon
Allen F E	Cowan	Hastings	Ogden	Sherry
Allen J G	Cox	Hooker	O'Neill	Slocum
Apgar	Cunningham	Hooper	Palmer	Smith A P
Bass	Dale	Hornidge	Parker	Smith A E
Becker	Donovan	Hubbs	Patton	Smith J E
Bedell	Dowling	Hurd	Pendry	Smith J T
Beebe	Ellis	Kavanaugh	Perry	Smith R H
Beihilf	Etzel	Knapp	Plank	Stanley
Bird	Everett	La Fetra	Platt	Steele
Bisland	Fish	La Rue	Pratt	Stevens
Brady	Fitzsimons	Leggett	Prentice	Sullivan
Brooks	Foelker	Lewis	Prince	Tenjost
Burns	Foster	Machacek	Quinn	Thompson G F
Burzynski	Freidel	Maier	Reeve	Thompson J A
Byrne	Fuller	Malloy	Reilly	Thonet

Cadin	Gardner	Mathews T F	Rigby	Tompkins
Cahn	Gates	Matthews C R	Rogers	Waddell
Callahan	Grady	McKeown	Rosenstein	Wade
Carrier	Grattan	McManus	Sammon	Wadsworth
Caughlan	Gurnett	Mead	Santee	Wainwright
Charles E E	Hackett	Miller	Schoeneck	Wedemeyer
Charles W B	Hammond	Monroe	Scovill	West
Coon	Hanford	Moreland	Shanahan	Wemple
Cotton	Hapeman	Murphy	Sheehy	Whitney G H

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1345) entitled "An act to amend chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers,' relative to removal of poles and wires from certain streets" (Int. No. 1094), was read the second time.

On motion of Mr. Scovill, said bill was placed on the order of third reading.

On motion of Mr. Scovill, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hornidge	Perry	Smith R H
Allen F E	Cox	Hubbs	Phillips	Standart
Allen J G	Cunningham	Hurd	Platt	Steele
Anderson	Dale	Kavanaugh	Pratt	Stevens
Apgar	Dodd	Knapp	Prentice	Sullivan
Bass	Donovan	La Fetra	Prince	Tenjost
Becker	Dowling	Leggett	Reeve	Thompson G F
Bedell	Ellis	Lewis	Reilly	Thompson J A
Beebe	Evans	Machacek	Rigby	Thonet
Beihilf	Everett	Maier	Rogers	Tompkins
Bird	Fish	Malloy	Rosenstein	Wade
Bisland	Fitzsimons	Mathews T F	Salomon	Wagner

Brady	Foelker	Matthews C R	Sammon	Wadsworth
Brooks	Foster	McKeown	Santee	Wainwright
Burnett	Freidel	McManus	Schoeneck	Wedemeyer
Burns	Fuller	Merritt	Scovill	West
Burzynski	Gardner	Miller	Shanahan	Wemple
Byrne	Gates	Monroe	Sheehy	Whitney G H
Cadin	Grady	Murphy	Sheldon	Wiegand
Cahn	Grattan	Newton	Sherry	Wilsnack
Carrier	Gurnett	Nugent	Shuttleworth	Wilson
Caughlan	Hackett	Ogden	Slocum	Wolf
Charles E E	Hanford	O'Neill	Smith A P	Wood F C
Charles W B	Hapeman	Parker	Smith A E	Wood F X
Cooke	Hastings	Patton	Smith J E	Yale
Cotton	Hooker	Pendry	Smith J T	Young
Coutant	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1609) entitled "An act to amend the Greater New York charter, relative to the department of street cleaning" (Int. No. 1254), was read the second time.

On motion of Mr. Hartman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1993) entitled "An act to permit the city of New York to acquire lands in Lincoln Cemetery in the borough of Brooklyn, city of New York, for highway or park purposes and to permit said cemetery to locate elsewhere" (Int. No. 1433), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2046) entitled "An act to amend the Greater New York charter in relation to the salaries of surgeons of police" (Int. No. 1446), having been announced for a second reading,

Mr. Prentice moved to amend as follows:

Insert in the title, after the words "in relation to the," the word "rank."

Page 2, line 3, after the word "dollars" insert the words "and each police surgeon shall have the same rank as an inspector of police."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Prentice, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 2048) entitled "An act to authorize the city of Buffalo to acquire the Indian burying ground on Buffam street in the city of Buffalo for park purposes and authorizing the issue of bonds with which to pay for the same and embellishing and improving said grounds" (Int. No. 1448), was read the second time.

On motion of Mr. Burzynski, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2104) entitled "An act to amend chapter 621 of the Laws of 1896, entitled 'An act in relation to the jurisdiction of the department of public parks in the city of New York over certain streets in said city,' as amended by chapter 319 of the Laws of 1897" (Int. No. 1480), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading.

On motion of Mr. Stanley, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Palmer	SmithJ T
Allen F E	Cox	Hooker	Parker	Smith R H
Allen J G	Cunningham	Hooper	Patton	Standart
Anderson	Dale	Hornidge	Pendry	Steele
Apgar	Dodd	Hubbs	Perry	Stevens
Bass	Dowling	Hurd	Phillips	Sullivan
Becker	Ellis	Kavanaugh	Plank	Thompson G F
Bedell	Etzel	Knapp	Platt	Thompson J A
Beebe	Evans	La Rue	Pratt	Thonet
Beihilf	Everett	Leggett	Prentice	Tompkins

Bird	Fish	Lewis	Quinn	Waddell
Bisland	Fitzsimons	Machacek	Reeve	Wade
Brady	Foelker	Maier	Reilly	Wagner
Brooks	Foster	Malloy	Rigby	Wadsworth
Burnett	Francisco	Mathews T F	Salomon	Wainwright
Burns	Freidel	Matthews C R	Sammon	Wedemeyer
Burzynski	Fuller	McKeown	Santee	West
Cadin	Gardner	McManus	Scovill	Wemple
Cahn	Gates	Mead	Shanahan	Whitney F G
Callahan	Grady	Miller	Sheehy	Whitney G H
Carrier	Grattan	Monroe	Sherry	Wiegand
Caughlan	Gray	Murphy	Shuttleworth	Wilson
Charles E E	Gurnett	Newton	Slocum	Wolf
Charles W B	Hackett	Nugent	Smith A P	Wood F C
Coon	Hanford	Ogden	Smith A E	Yale
Cotton	Hapeman	O'Neill	Smith J E	Young
Coutant	Hartman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2075) entitled "An act to amend section 10 of the Greater New York charter, in relation to the powers of the board of estimate and apportionment" (Int. No. 1461), was read the second time.

On motion of Mr. La Fetra, said bill was placed on the order of third reading.

On motion of Mr. La Fetra, and by unanimous consent, said bill was read the third time, having been printed and upon the the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Stanley
Allen F E	Cox	Hooker	Pendry	Steele
Allen J G	Dale	Hooper	Phillips	Stevens
Anderson	Dodd	Hornidge	Plank	Sullivan
Apgar	Donovan	Hubbs	Platt	Thompson G F
Bass	Dowling	Hurd	Prentice	Thompson J A
Becker	Etzel	Knapp	Prince	Thonet
Bedell	Evans	La Fetra	Quinn	Tompkins
Beebe	Everett	La Rue	Reeve	Waddell
Beihilf	Fish	Leggett	Reilly	Wade

Bird	Fitzsimons	Machacek	Rigby	Wagne
Bisland	Foelker	Maier	Rosenstein	Wadsworth
Brooks	Francisco	Malloy	Salomon	Wainwright
Burnett	Freidel	Mathews T F	Sammon	Wedemeyer
Burns	Fuller	Matthews C R	Schoeneck	West
Burzynski	Gardner	McKeown	Scovill	Wemple
Byrne	Gates	McManus	Shanahan	Whitney F G
Cahn	Grady	Merritt	Sheehy	Wiegand
Callahan	Grattan	Miller	Sheldon	Wilsnack
Carrier	Gray	Moreland	Shuttleworth	Wilson
Caughlan	Gurnett	Murphy	Slocum	Wolf
Charles E E	Hackett	Nugent	Smith A P	Wood F C
Charles W B	Hammond	Ogden	Smith J E	Wood F X
Coon	Hanford	O'Neill	Smith J T	Yale
Cotton	Hapeman	Palmer	Smith R H	Young
Coutant	Hartman	Parker	Standart	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1489) entitled "An act to release to Philip C. Rand all the right, title and interest of the people of the State of New York in and to certain real estate in the town of Pittsford in the county of Monroe, in the State of New York" (Int. No. 1180), was read the second time.

On motion of Mr. Becker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 401) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Abeel against the State of New York, for damages to his lands near Little Falls, N. Y., and their use, alleged to have been sustained by him by reason of the negligence of the State of New York in connection with the management and repairs of the canal, the leaky condition of its banks, and by reason of spoil bank and other encroachments for the benefit of the canal; from August, 1899, until January 1, 1902" (Int. No. 401), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2099) entitled "An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York, acquired by escheat or otherwise on the death

of said Joseph Demers" (Int. No. 1475), was read the second time.

On motion of Mr. C. R. Matthews, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2100) entitled "An act to release to Eugene Coman all the right, title and interest of the people of the State of New York of, in and to certain real estate in the town of Luzerne, Warren county and State of New York" (Int. No. 1476), was read the second time.

On motion of Mr. Waddell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1931) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James F. Shiels, against the State of New York" (Int. No. 1402), was read the second time.

On motion of Mr. Agnew, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1891) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Gustave Kaiser, against the State of New York" (Int. No. 1379), was read the second time.

On motion of Mr. Agnew, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1867) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Matthew Edgar, William John Edgar, John Dowd, Thomas Parker and James H. Akins against the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, N. Y." (Int. No. 1369), was read the second time.

On motion of Mr. Wilson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 79) entitled "An act to amend chapter 568 of the Laws of 1895, entitled 'An act to incorporate the city of Johnstown,' in relation to the appointment, compensation, powers

and duties of the superintendent of streets and the superintendent of waterworks" (Int. No. 79), was read the second time.

On motion of Mr. F. C. Wood, said bill was placed on the order of third reading.

On motion of Mr. F. C. Wood, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The bill (No. 2131) entitled "An act to provide for a commissioner of records of the county of New York" (Int. No. 1485), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2157) entitled "An act to amend the Greater New York charter, relating to the preference in the paid fire department of volunteer firemen" (Int. No. 1010), was read the second time.

On motion of Mr. Sullivan, said bill was placed on the order of third reading.

On motion of Mr. Sullivan, and by unanimous consent, said bill was read the third time, having been printed and upon the the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Patton	Standart
Allen F E	Cox	Hornidge	Pendry	Stanley
Allen J G	Cunningham	Hubbs	Perry	Steele
Anderson	Dale	Hurd	Phillips	Stevens
Apgar	Dodd	Kavanaugh	Plank	Sullivan
Bass	Donovan	Knapp	Platt	Tenjost
Becker	Dowling	La Fetra	Prentice	Thompson G F
Bedell	Ellis	La Rue	Prince	Thompson J A

Beebe	Etzel	Leggett	Quinn	Thonet
Beihilf	Evans	Lewis	Reeve	Tompkins
Bird	Everett	Machacek	Reilly	Waddell
Bisland	Fish	Maier	Rigby	Wade
Brady	Fitzsimons	Malloy	Rogers	Wagner
Brooks	Foelker	Mathews T F	Rosenstein	Wadsworth
Burnett	Foster	Matthews C R	Salomon	Wainwright
Burns	Francisco	McKeown	Sammon	Wedemeyer
Burzynski	Freidel	McManus	Santee	West
Byrne	Fuller	Mead	Schoeneck	Wemple
Cadin	Gardner	Merritt	Scovill	Whitney F G
Cahn	Gates	Monroe	Shanahan	Whitney G H
Callahan	Grattan	Moreland	Sheehy	Wiegand
Carrier	Gurnett	Murphy	Sheldon	Wilsnack
Caughlan	Hackett	Newton	Shuttleworth	Wilson
Charles E E	Hammond	Nugent	Slocum	Wolf
Charles W B	Hanford	Ogden	Smith A P	Wood F C
Cooke	Hapeman	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith R H	Young
Coutant	Hooker			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2164) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder" (Int. No. 1502), was read the second time.

On motion of Mr. F. G. Whitney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2162) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the application of said act to the city of Yonkers" (Int. No. 1500), was read the second time.

On motion of Mr. Rigby, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 969) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker & Co. against the State for damages alleged to have been sustained by it, and to render judgment therefor" (Int. No. 827), was read the second time.

On motion of Mr. Leggett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1906) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged

claim of Eliza Knack against the State of New York, for damages alleged to have been sustained by her husband, Ludwig Knack, deceased, in the city of New York, through the negligence of the attendants of the Manhattan State Hospital, at Ward's Island, New York city" (Int. No. 1387), was read the second time.

On motion of Mr. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1594) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jairus Pierce against the State of New York for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 1239), was read the second time.

On motion of Mr. Cadin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 928) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Cane McCafrey & Co. for damages caused by breach of contract, and to render judgment therefor" (Int. No. 799), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1985) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the widow of Dennis O'Brien against the State of New York for damages alleged to have been sustained by the killing of Dennis O'Brien, during the year 1893" (Int. No. 1425), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1075) entitled "An act to amend the County Law, relating to matrons in county jails" (Rec. No. 288), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 1118) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (Rec. No. 285), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 1086) entitled "An act to amend the Banking Law, in relation to the amount which a bank or trust company may loan to any person, company, corporation or firm" (Rec. No. 339), was read the second time.

On motion of Mr. Phillips, said bill was placed on the order of third reading.

The Senate bill (No. 1068) entitled "An act to amend the Labor Law, relating to children working in streets and public places in cities of the first and second classes" (Rec. No. 289), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

The Senate bill (No. 1046) entitled "An act to authorize the supervisor or supervisors of certain towns in the county of Westchester to invest moneys received by the said towns from the city of New York, in payment of damages for highways or bridges taken by said city, in connection with the acquisition of certain lands for its water supply" (Rec. No. 304), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 203) entitled "An act to amend chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York,' relative to salaries" (Rec. No. 350), was read the second time.

On motion of Mr. Ellis, said bill was placed on the order of third reading.

The Senate bill (No. 1216) entitled "An act to amend the Labor Law, relative to the issuance of employment certificates for employees in factories and mercantile establishments" (Rec. No. 353), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The Senate bill (No. 713) entitled "An act to amend the Labor Law, relative to the evidence of age of minor employees in factories, mercantile and other establishments" (Rec. No. 318), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The Senate bill (No. 880) entitled "An act to amend the Navigation Law, relative to fees for inspections and licenses" (Rec. No. 269), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The Senate bill (No. 1179) entitled "An act to authorize the city of Rochester to acquire by purchase certain real property located in the city of Rochester, for the purpose of providing new and enlarged fire department headquarters, or other municipal purposes, and to convey real property owned by it as part payment therefor" (Rec. No. 379), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

On motion of Mr. Ogden, and by unanimous consent, said bill was read the third time, having been printed and upon the the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Perry	Stanley
Allen F E	Donovan	Hubbs	Phillips	Steele
Allen J G	Dowling	Hurd	Plank	Stevens
Anderson	Ellis	Knapp	Platt	Sullivan
Apgar	Etzel	La Fetra	Pratt	Tenjost

Becker	Evans	La Rue	Prentice	Thompson G F
Bedell	Everett	Leggett	Prince	Thompson J A
Beebe	Fitzsimons	Lewis	Quinn	Thonet
Beihilf	Foelker	Machacek	Reeve	Tompkins
Bird	Foster	Maier	Reilly	Waddell
Brady	Francisco	Malloy	Rigby	Wade
Brooks	Freidel	Mathews T F	Rosenstein	Wagner
Burnett	Fuller	Matthews C R	Salomon	Wadsworth
Burns	Gardner	McKeown	Sammon	Wainwright
Burzynski	Gates	McManus	Santee	Wedemeyer
Byrne	Grady	Mead	Scovill	West
Cahn	Grattan	Merritt	Shanahan	Wemple
Callahan	Gray	Miller	Sheehy	Whitney F G
Carrier	Gurnett	Moreland	Sheldon	Whitney G H
Caughlan	Hackett	Murphy	Sherry	Wiegand
Charles W B	Hammond	Newton	Slocum	Wilsnack
Cooke	Hanford	Nugent	Smith A P	Wolf
Coon	Hapeman	O'Neill	Smith A E	Wood F C
Coutant	Hartman	Palmer	Smith J E	Wood F X
Cowan	Hastings	Parker	Smith J T	Yale
Cox	Hooker	Patton	Smith R H	Young
Cunningham	Hooper	Pendry	Standart	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 876) entitled "An act for the relief of the Young Men's Christian Association of Mount Vernon, N. Y., a religious, charitable and benevolent corporation" (Rec. No. 347), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 1184) entitled "An act to amend the Greater New York charter, relative to employees of ferries" (Rec. No. 300), was read the second time.

On motion of Mr. Ellis, said bill was placed on the order of third reading.

The Senate bill (No. 1183) entitled "An act to authorize the board of assessors of the city of New York to determine and allow the damage sustained by owners of real property in the borough of Manhattan, city of New York, by reason of the construction of the viaduct in Riverside avenue over West Ninety-sixth street" (Rec. No. 332), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading.

The Senate bill (No. 1095) entitled "An act vacating the local assessment for acquiring title to the public place or square lying southerly of East One Hundred and Thirty-eighth street, bounded by East One Hundred and Thirty-eighth street, Mott avenue and Railroad avenue east, in the borough of the Bronx, city of New York, confirmed January 30, 1902, and August 3, 1904, and entered for collection March 27, 1905, and authorizing the comptroller of the city of New York to refund the said assessment if paid; the said public place or square never having been used as such and having been appropriated by the city of New York for a fire engine site" (Rec. No. 352), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 1133) entitled "An act to amend the charter of the city of New Rochelle in relation to the assessors" (Rec. No. 303), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooker	Palmer	Smith J E
Allen F E	Dodd	Hooper	Parker	Smith J T
Allen J G	Donovan	Hornidge	Patton	Smith R H
Apgar	Dowling	Hubbs	Pendry	Standart
Bass	Ellis	Hurd	Perry	Stanley
Becker	Etzel	Kavanaugh	Phillips	Stevens

Bedell	Evans	Knapp	Plank	Sullivan
Beebe	Everett	La Fetra	Platt	Tenjost
Beihilf	Fish	Leggett	Pratt	Thompson G F
Bisland	Fitzsimons	Lewis	Prentice	Thompson J A
Brady	Foelker	Machacek	Prince	Thonet
Brooks	Foster	Maier	Quinn	Tompkins
Burnett	Francisco	Malloy	Reeve	Waddell
Burns	Freidel	Mathews T F	Reilly	Wagner
Burzynski	Fuller	Matthews C R	Rigby	Wadsworth
Byrne	Gardner	McKeown	Rosenstein	Wainwright
Cahn	Gates	McManus	Salomon	Wedemeyer
Callahan	Grady	Mead	Sammon	West
Caughlan	Grattan	Merritt	Santee	Whitney F G
Charles E E	Gray	Miller	Schoeneck	Whitney G H
Charles W B	Gurnett	Monroe	Shanahan	Wilsnack
Cooke	Hackett	Moreland	Sheehy	Wilson
Cotton	Hammond	Murphy	Sheldon	Wood F C
Coutant	Hanford	Newton	Shuttleworth	Wood F X
Cowan	Hapeman	Ogden	Slocum	Yale
Cox	Hartman	O'Neill	Smith A P	Young
Cunningham	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 124) entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter 752 of the Laws of 1900" (Rec. No. 334), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 1089) entitled "An act to authorize the board of estimate and apportionment of the city of New York to release the interest of the city of New York in and to certain lands in the borough of Brooklyn in said city" (Rec. No. 263), was read the second time.

On motion of Mr. Thonet, said bill was placed on the order of third reading.

The Senate bill (No. 701) entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes" (Rec. No. 206), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 488) entitled "An act empowering the Armory Commission to convey to the city of Buffalo certain lands and premises in said city occupied as an armory by the Sixty-fifth Regiment of the National Guard, and releasing the interest of the State in said lands and premises to said city of Buffalo" (Rec. No. 311), was read the second time.

On motion of Mr. Brooks, said bill was placed on the order of third reading.

On motion of Mr. Brooks, and by unanimous consent, said bill was read the third time, having been printed and upon the the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Perry	Standart
Allen F E	Dale	Hornidge	Phillips	Stanley
Allen J G	Dodd	Hubbs	Plank	Steele
Anderson	Donovan	Kavanaugh	Platt	Stevens
Apgar	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Fetra	Prentice	Tenjost
Bedell	Etzel	La Rue	Prince	Thompson G F
Beebe	Evans	Lewis	Quinn	Thompson J A
Beihilf	Everett	Machaeck	Reeve	Thonet
Bird	Fish	Maier	Reilly	Tompkins
Bisland	Fitzsimons	Malloy	Rigby	Waddell
Brady	Foelker	Mathews T F	Rogers	Wade
Brooks	Foster	Matthews C R	Rosenstein	Wagner
Burns	Francisco	McKeown	Salomon	Wadsworth
Burzynski	Freidel	McManus	Sammon	Wainwright
Byrne	Fuller	Mead	Santee	Wedemeyer
Cadin	Gardner	Merritt	Schoeneck	West
Cahn	Gates	Miller	Scovill	Wemple
Callahan	Grady	Moreland	Shanahan	Whitney F G
Carrier	Grattan	Murphy	Sheldon	Whitney G H
Caughlan	Gray	Newton	Sherry	Wiegand
Charles E E	Gurnett	Nugent	Shuttleworth	Wilsnack
Charles W B	Hammond	Ogden	Slocum	Wilson

Cooke	Hanford	O'Neill	Smith A P	Wolf
Coon	Hapeman	Palmer	Smith A E	Wood F C
Cotton	Hartman	Parker	Smith J E	Wood F X
Cowan	Hastings	Patton	Smith J T	Yale
Cox	Hooker	Pendry	Smith R H	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1169) entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property" (Rec. No. 337), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 1025) entitled "An act to amend section 6 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company'" (Rec. No. 267), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 67) entitled "An act in relation to the equalization of the salaries of attendants of the Supreme Court in the First Judicial District and the Appellate Division thereof in the First Department, and the court of general sessions of the peace in and for the county of New York" (Rec. No. 331), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 817) entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York, having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1900, chapter 377 of the Laws of 1901, and chapter 408 of the Laws of 1902, relative to lists and qualifications of jurors and compensation" (Rec. No. 272), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

State of New York—Executive Chamber,
Albany, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 726, entitled "An act to amend the Military Code, in relation to military parades on Dewey day." (Int. No. 646.)

FRANK W. HIGGINS.

Mr. Schoeneck moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Parker	Smith R H
Allen F E	Cunningham	Hooker	Patton	Standart
Allen J G	Dale	Hooper	Pendry	Stanley
Apgar	Dodd	Hornidge	Perry	Steele
Bass	Donovan	Hubbs	Phillips	Stevens
Becker	Dowling	Hurd	Plank	Sullivan
Bedell	Ellis	Kavanaugh	Platt	Tenjost
Beebe	Etzel	Knapp	Pratt	Thompson G F
Beihilf	Evans	La Fetra	Prince	Thompson J A
Bird	Everett	Leggett	Quinn	Thonet
Bisland	Fish	Lewis	Reeve	Tompkins
Brady	Fitzsimons	Machacek	Reilly	Waddell
Brooks	Foelker	Maier	Rigby	Wade
Burnett	Foster	Malloy	Rogers	Wagner
Burns	Francisco	Mathews T F	Rosenstein	Wadsworth
Burzynski	Freidel	Matthews C R	Salomon	Wainwright
Byrne	Fuller	McKeown	Santee	Wedemeyer
Cadin	Gardner	McManus	Schoeneck	West
Cahn	Gates	Mead	Scovill	Wemple
Callahan	Grady	Miller	Shanahan	Whitney F G
Carrier	Grattan	Monroe	Sheehy	Wiegand
Caughlan	Gray	Moreland	Sheldon	Wilsnack
Charles E E	Gurnett	Murphy	Sherry	Wilson
Charles W B	Hackett	Newton	Shuttleworth	Wolf

Cooke	Hammond	Nugent	Slocum	Wood F C
Coon	Hanford	Ogden	Smith A P	Wood F X
Cotton	Hapeman	O'Neill	Smith J E	Yale
Coutant	Hartman	Palmer	Smith J T	Young
Cowan				

Mr. Schoeneck moved that said bill be recommitted to the committee on military affairs, with instructions to report the same forthwith amended as follows:

Page 2, line 15, strike out the word "court" and insert the word "course."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Patton, from the committee on military affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 974, entitled "An act to amend the Banking Law, relative to the powers of trust companies." (Int. No. 832.)

FRANK W. HIGGINS.

Mr. Schoeneck moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith R H
Allen F E	Cox	Hooker	Patton	Standart
Allen J G	Dale	Hooper	Pendry	Stanley
Anderson	Dodd	Hornidge	Perry	Steele

Apgar	Donovan	Hubbs	Phillips	Stevens
Bass	Dowling	Hurd	Platt	Sullivan
Bedell	Ellis	Kavanaugh	Pratt	Tenjost
Beebe	Etzel	Knapp	Prentice	Thompson G F
Beihilf	Evans	La Fetra	Prince	Thompson J A
Bird	Everett	La Rue	Reeve	Tompkins
Bisland	Fish	Machacek	Reilly	Waddell
Brady	Fitzsimons	Maier	Rigby	Wade
Brooks	Foelker	Malloy	Rogers	Wadsworth
Burnett	Foster	Mathews T F	Rosenstein	Wainwright
Burns	Francisco	Matthews C R	Sammon	Wedemeyer
Burzynski	Freidel	McKeown	Santee	West
Byrne	Fuller	McManus	Schoeneck	Wemple
Cadin	Gates	Mead	Scovill	Whitney F G
Cahn	Grady	Miller	Shanahan	Whitney G H
Callahan	Grattan	Monroe	Sheehy	Wiegand
Carrier	Gray	Moreland	Sheldon	Wilsnack
Caughlan	Gurnett	Newton	Sheehy	Wilson
Charles E E	Hackett	Nugent	Slocum	Wood F C
Cooke	Hammond	Ogden	Smith A P	Wood F X
Coon	Hanford	O'Neill	Smith A E	Yale
Cotton	Hapeman	Palmer	Smith J E	Young
Coutant	Hartman			

Mr. Schoeneck moved that said bill be recommitted to the committee on banks, with instructions to report the same forthwith amended as follows:

Page 1, line 1, strike out the word "chapter" and insert the word "section."

Same page, line 2, before the words "of the" insert the words "chapter six hundred and eighty-nine."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. T. Smith, from the committee on banks, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the bill (No. 444, Senate reprint No. 988) entitled "An act to amend the Greater New York charter, relative to the sale of property at auction" (Int. No. 153), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

"Section 1. Section one thousand five hundred and fifty-three, chapter four hundred and sixty-six of the laws of nineteen hundred and one, entitled 'An act to amend the Greater New York charter,' is hereby amended to read as follows:

"§ 1553. All property sold (other than land under water) shall be sold at auction, after previous public notice, under the superintendence of the appropriate head of department, except real property including buildings, fixtures and machinery therein, which shall be sold at public auction, after previous public notice, pursuant to a resolution adopted by the commissioners of the sinking fund and such sale shall be under the supervision of said commissioners and not otherwise. The proceeds of all sales made under and by virtue of this act shall, except as herein otherwise specially provided, be by the officer receiving the same immediately deposited with the chamberlain; and the account of sales verified by the officer making the sales shall be immediately filed in the office of the comptroller.

"§ 2. This act shall take effect immediately."

Amend the title to read as follows:

"An act to amend the Greater New York charter, being chapter three hundred and seventy-eight of the laws of eighteen hundred and ninety-seven, as amended, relative to acquiring lands for public purposes."

Mr. La Fetra moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Parker	Smith J T
Allen F E	Cowan	Hastings	Patton	Standart
Allen J G	Cox	Hooker	Pendry	Stanley
Anderson	Cunningham	Hooper	Perry	Steele
Apgar	Dale	Hornidge	Phillips	Stevens
Bass	Dodd	Hubbs	Plank	Sullivan
Becker	Donovan	Hurd	Platt	Tenjost
Bedell	Dowling	Knapp	Pratt	Thompson G F
Beebe	Ellis	La Fetra	Prentice	Thompson J A
Beihilf	Etzel	La Rue	Prince	Thonet
Bird	Evans	Leggett	Reeve	Tompkins
Bisland	Everett	Lewis	Reilly	Waddell
Brady	Fish	Machacek	Rigby	Wade
Burnett	Fitzsimons	Maier	Rogers	Wagner

Burns	Foelker	Malloy	Rosenstein	Wainwright
Burzynski	Francisco	Mathews T F	Salomon	Wedemeyer
Byrne	Freidel	Matthews C R	Santee	West
Cadin	Fuller	McKeown	Schoeneck	Wemple
Cahn	Gardner	McManus	Scovill	Whitney F G
Callahan	Grady	Merritt	Shanahan	Whitney G H
Carrier	Grattan	Miller	Sheldon	Wiegand
Caughlan	Gray	Monroe	Sherry	Wilson
Charles E E	Gurnett	Moreland	Shuttleworth	Wood F C
Charles W B	Hackett	Newton	Slocum	Wood F X
Cooke	Hammond	Nugent	Smith A P	Yale
Coon	Hanford	Ogden	Smith A E	Young
Cotton	Hapeman	Palmer	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 885, Senate reprint No. 1293) entitled "An act to amend the Forest, Fish and Game Law, relative to close season for lake trout in Putnam county" (Int. No. 771), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 4, insert a period after the word "inclusive," and strike out all up to and including the period.

Mr. Yale moved to concur in the Senate amendments:

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith J T
Allen F E	Cunningham	Hornidge	Perry	Smith R H
Allen J G	Dale	Hubbs	Phillips	Standart
Anderson	Donovan	Hurd	Plank	Stanley
Apgar	Dowling	Kavanaugh	Platt	Steele
Bass	Ellis	Knapp	Pratt	Sullivan
Becker	Etzel	La Fetra	Prentice	Tenjost
Bedell	Evans	La Rue	Prince	Thompson G F
Beebe	Everett	Leggett	Quinn	Thompson J A
Bird	Fish	Lewis	Reeve	Thonet
Bisland	Fitzsimons	Machacek	Reilly	Tompkins
Brady	Foelker	Maier	Rigby	Waddell

Brooks	Francisco	Malloy	Rogers	Wade
Burns	Freidel	Mathews T F	Rosenstein	Wagner
Burzynski	Fuller	Matthews C R	Salomon	Wainwright
Byrne	Gates	McKeown	Sammon	Wedemeyer
Cadin	Grady	McManus	Santee	West
Cahn	Grattan	Mead	Schoeneck	Whitney F G
Carrier	Gray	Miller	Scovill	Whitney G H
Caughlan	Gurnett	Monroe	Shanahan	Wiegand
Charles E E	Hackett	Moreland	Sheehy	Wilsnack
Charles W B	Hammond	Murphy	Sheldon	Wilson
Cooke	Hanford	Nugent	Sherry	Wood F C
Coon	Hapeman	Ogden	Shuttleworth	Wood F X
Cotton	Hartman	O'Neill	Slocum	Yale
Coutant	Hastings	Palmer	Smith A P	Young
Cowan	Hooker	Patton	Smith A E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1339, Senate reprint No. 1212) entitled "An act to release to Martha A. Waterman, widow of John S. Waterman, deceased, all the right, title and interest of the people of the State of New York, in and to certain real estate situate in the borough of Brooklyn, county of Kings, city and State of New York, acquired by escheat or otherwise, upon the death of the said John S. Waterman" (Int. No. 1088), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 22, strike out the period, insert a comma and add the words "nor affect any action or proceeding now pending."

Mr. Dodd moved to concur in the Senate amendments:

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Pendry	Smith R H
Allen F E	Dale	Hornidge	Perry	Stanley
Allen J G	Dodd	Hubbs	Phillips	Steele
Anderson	Donovan	Hurd	Plank	Stevens
Apgar	Dowling	Kavanaugh	Platt	Sullivan
Bass	Ellis	Knapp	Pratt	Thompson G F

Becker	Evans	La Fetra	Prentice	Thompson J A
Bedell	Everett	Leggett	Prince	Thonet
Beebe	Fish	Lewis	Quinn	Tompkins
Beihilf	Fitzsimons	Machacek	Reeve	Wade
Bird	Foelker	Maier	Reilly	Wagner
Bisland	Foster	Malloy	Rogers	Wadsworth
Brady	Francisco	Mathews T F	Rosenstein	Wainwright
Burnett	Freidel	Matthews C R	Salomon	Wedemeyer
Burns	Fuller	McKeown	Sammon	West
Burzynski	Gardner	McManus	Santee	Wemple
Byrne	Gates	Mead	Schoeneck	Whitney F G
Cahn	Grady	Miller	Scovill	Whitney G H
Callahan	Grattan	Monroe	Shanahan	Wiegand
Caughlan	Gray	Moreland	Sheehy	Wilsnack
Charles E E	Gurnett	Murphy	Sherry	Wilson
Charles W B	Hackett	Newton	Shuttleworth	Wolf
Cooke	Hammond	Nugent	Slocum	Wood F C
Cotton	Hanford	Ogden	Smith A P	Wood F X
Coutant	Hapeman	Palmer	Smith A E	Yale
Cowan	Hartman	Parker	Smith J E	Young
Cox	Hooker	Patton	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 957, Senate reprint No. 1159) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits" (Int. No. 476), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 14, after the word "Sullivan" strike out the word "and" and insert a comma, and after the word "Steuben" insert a comma and the words "Rensselaer, Madison and Erie."

Mr. Bisland moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Standart
Allen F E	Cunningham	Hooper	Perry	Stanley
Allen J G	Dale	Hornidge	Phillips	Steele
Anderson	Dodd	Hubbs	Plank	Stevens

Apgar	Dowling	Hurd	Platt	Sullivan
Bass	Ellis	Kavanaugh	Pratt	Tenjost
Becker	Etzel	Knapp	Prentice	Thompson G F
Bedell	Evans	La Fetra	Prince	Thompson J A
Beebe	Everett	La Rue	Quinn	Thonet
Beihilf	Fish	Leggett	Reeve	Tompkins
Bird	Fitzsimons	Lewis	Reilly	Waddell
Bisland	Foelker	Machacek	Rigby	Wade
Brady	Foster	Maier	Rosenstein	Wagner
Brooks	Francisco	Malloy	Salomon	Wadsworth
Burnett	Freidel	Mathews T F	Sammon	Wainwright
Burns	Fulle	Matthews C R	Santee	Wedemeyer
Burzynski	Gardner	McKeown	Schoeneck	West
Byrne	Gates	McManus	Scovill	Whitney F G
Cadin	Grady	Merritt	Shanahan	Whitney G H
Cahn	Grattan	Monroe	Sheehy	Wiegand
Callahan	Gray	Moreland	Sheldon	Wilsnack
Caughlan	Gurnett	Murphy	Shuttleworth	Wilson
Charles E E	Hackett	Newton	Slocum	Wolf
Charles W B	Hammond	Ogden	Smith A P	Wood F C
Cooke	Hanford	O'Neill	Smith A E	Wood F X
Coon	Hapeman	Palmer	Smith J E	Yale
Cotton	Hartman	Parker	Smith J T	Young
Coutant	Hastings	Patton	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1403, Senate reprint No. 1210) entitled "An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' generally" (Int. No. 256), with a message that they have concurred in the passage of the same with the following amendments:

Page 8, line 2, after the word "city" insert the words "in which conduits have been constructed."

Same page, line 8, after the word "such" insert the word "reasonable."

Same page, line 24, after the word "conduit" strike out the period and add the words "nor as preventing such board of public works from authorizing any company to construct its own conduits in any street in the city."

Mr. Burnett moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined

in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Patton	Smith J E
Allen F E	Dale	Hubbs	Pendry	Smith J T
Allen J G	Dodd	Hurd	Perry	Standart
Anderson	Donovan	Kavanaugh	Phillips	Stanley
Apgar	Dowling	Knapp	Plank	Steele
Bass	Ellis	La Fetra	Platt	Stevens
Becker	Etzel	La Rue	Pratt	Sullivan
Bedell	Evans	Leggett	Prentice	Tenjost
Beebe	Everett	Lewis	Prince	Thompson G F
Bird	Fish	Machacek	Quinn	Thonet
Bisland	Fitzsimons	Maier	Reeve	Tompkins
Brady	Foelker	Malloy	Reilly	Waddell
Brooks	Foster	Mathews T F	Rigby	Wade
Burnett	Francisco	Matthews C R	Rogers	Wagner
Burns	Freidel	McKeown	Rosenstein	Wainwright
Byrne	Fuller	McManus	Salomon	Wedemeyer
Cadin	Gardner	Mead	Sammon	West
Cahn	Gates	Miller	Schoeneck	Wemple
Carrier	Grady	Monroe	Scovill	Whitney F G
Caughlan	Gray	Moreland	Shanahan	Whitney G H
Charles E E	Gurnett	Murphy	Sheehy	Wiegand
Charles W B	Hackett	Newton	Sheldon	Wilsnack
Cooke	Hammond	Nugent	Sherry	Wolf
Coon	Hanford	Ogden	Shuttleworth	Wood F C
Cotton	Hapeman	O'Neill	Slocum	Wood F X
Coutant	Hartman	Palmer	Smith A P	Yale
Cowan	Hastings	Parker	Smith A E	Young
Cox	Hooker			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1051, Senate reprint No. 1155) entitled "An act to amend the Forest, Fish and Game Law, in relation to beaver" (Int. No. 651), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 2, after the word "beaver" insert the words "no person shall take, trap, or snare, in any manner, any beaver, or have in his possession any beaver, so taken, trapped or snared."

Same page, same line, before the word "no" insert a bracket.

Same page, line 4, after the word "thereof" insert a bracket, and strike out the words "or in any manner."

Mr. Gates moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Patton	Smith J E
Allen F E	Cunningham	Hooker	Pendry	Smith J T
Allen J G	Dale	Hooper	Perry	Smith R H
Anderson	Dodd	Hornidge	Phillips	Standart
Apgar	Donovan	Hubbs	Plank	Stanley
Bass	Dowling	Kavanaugh	Platt	Steele
Becker	Ellis	Knapp	Pratt	Sullivan
Bedell	Etzel	La Fetra	Prentice	Tenjost
Beebe	Evans	La Rue	Prince	Thompson J A
Beihilf	Everett	Leggett	Quinn	Thonet
Bird	Fish	Machacek	Reeve	Tompkins
Bisland	Fitzsimons	Maier	Reilly	Waddell
Brady	Foelker	Malloy	Rigby	Wade
Brooks	Foster	Mathews T F	Rogers	Wagner
Burnett	Francisco	Matthews C R	Rosenstein	Wadsworth
Burzynski	Freidel	McKeown	Salomon	Wedemeyer
Byrne	Gardner	McManus	Sammon	West
Cadin	Gates	Merritt	Santee	Wemple
Cahn	Grady	Miller	Schoeneck	Whitney G H
Carrier	Grattan	Monroe	Scovill	Wiegand
Caughlan	Gray	Murphy	Shanahan	Wilsnack
Charles E E	Gurnett	Newton	Sheldon	Wolf
Charles W B	Hackett	Nugent	Sherry	Wood F C
Cooke	Hammond	Ogden	Slocum	Wood F X
Cotton	Hanford	O'Neill	Smith A P	Yale
Coutant	Hapeman	Palmer	Smith A E	Young
Cowan	Hartman	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1304, Senate reprint No. 1294) entitled "An act to authorize the board of estimate and apportionment of the city of New York to hear, determine, audit and allow the alleged claim of Edwin F. Merwin for services alleged to have been performed between the 31st day of October, 1903, and the 31st day of December, 1903, inclusive, as superintendent of the bureau of dependent adults of the department of

public charities of the city of New York" (Int. No. 1058), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 1, strike out the word "comptroller" and insert the words "board of estimate and apportionment."

Same page, line 2, strike out the word "his" and insert the word "its."

Page 2, line 5, strike out the words "the comptroller" and insert the words "said board of estimate and apportionment."

Same page, line 7, strike out the word "comptroller" and insert the words "board of estimate and apportionment."

Same page, line 8, strike out the word "he" and insert the words "the comptroller of said city."

Same page, line 15, strike out the words "estimate and apportionment" and insert the word "budget."

Same page, line 16, strike out the word "five" and insert the word "six."

Amend the title to read as follows:

"An act to authorize the board of estimate and apportionment of the city of New York to hear, determine, audit and allow the alleged claim of Edwin F. Merwin for services alleged to have been performed between the thirty-first day of October, nineteen hundred and three, and the thirty-first day of December, nineteen hundred and three, inclusive, as superintendent of the bureau of dependent adults of the department of public charities of the city of New York."

Mr. Prentice moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	O'Neill	Smith A P
Allen F E	Cox	Hastings	Palmer	Smith A E
Allen J G	Cunningham	Hooker	Parker	Smith J E
Anderson	Dale	Hooper	Patton	Smith R H

Apgar	Dodd	Hornidge	Pendry	Standart
Bass	Donovan	Hubbs	Perry	Stanley
Becker	Dowling	Hurd	Phillips	Steele
Bedell	Ellis	Kavanaugh	Plank	Sullivan
Beebe	Etzel	Knapp	Platt	Tenjost
Beihilf	Evans	La Fetra	Pratt	Thompson G F
Bird	Everett	Leggett	Prentice	Thompson J A
Bisland	Fish	Lewis	Prince	Thonet
Brooks	Fitzsimons	Machacek	Quinn	Tompkins
Burnett	Foelker	Maier	Reeve	Waddell
Burns	Foster	Malloy	Reilly	Wagner
Burzynski	Francisco	Mathews T F	Rigby	Wadsworth
Byrne	Freidel	Matthews C R	Rogers	Wainwright
Cadin	Fuller	McKeown	Rosenstein	Wedemeyer
Cahn	Gardner	McManus	Salomon	West
Callahan	Gates	Mead	Sammon	Wemple
Carrier	Grady	Merritt	Santee	Whitney G H
Caughlan	Grattan	Miller	Schoeneck	Wiegand
Charles E E	Gray	Monroe	Scovill	Wilsnack
Charles W B	Gurnett	Moreland	Sheehy	Wilson
Cooke	Hackett	Murphy	Sheldon	Wood F C
Coon	Hammond	Newton	Sherry	Wood F X
Cotton	Hanford	Nugent	Shuttleworth	Yale
Coutant	Hapeman	Ogden	Slocum	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1517, Senate reprint No. 1213) entitled "An act to amend the Agricultural Law, in relation to butter and cheese factories" (Int. No. 833), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 14, after the word "his" insert the word "own."

Same page, line 22, strike out the word "delivered" and insert the word "delivers."

Mr. Shuttleworth moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 144
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith J T
Allen F E	Cox	Hooker	Pendry	Smith R H
Allen J G	Cunningham	Hooper	Perry	Standart
Anderson	Dale	Hornidge	Phillips	Stanley
Apgar	Dodd	Hubbs	Plank	Steele
Bass	Donovan	Hurd	Platt	Stevens
Becker	Dowling	Kavanaugh	Pratt	Sullivan
Bedell	Ellis	Knapp	Prentice	Tenjost
Beebe	Etzel	La Fetra	Prince	Thompson G F
Beihilf	Evans	La Rue	Quinn	Thompson J A
Bird	Everett	Leggett	Reeve	Thonet
Bisland	Fish	Lewis	Reilly	Tompkins
Brady	Fitzsimons	Machacek	Rigby	Waddell
Brooks	Foelker	Maier	Rogers	Wade
Burnett	Foster	Malloy	Rosenstein	Wagner
Burns	Francisco	Mathews T F	Salomon	Wadsworth
Burzynski	Freidel	Matthews C R	Sammon	Wainwright
Byrne	Fuller	McKeown	Santee	West
Cadin	Gardner	McManus	Schoeneck	Wemple
Cahn	Gates	Mead	Scovill	Whitney F G
Callahan	Grady	Merritt	Shanahan	Wiegand
Carrier	Grattan	Monroe	Sheehy	Wilsnack
Caughlan	Gray	Moreland	Sheldon	Wilson
Charles E E	Gurnett	Murphy	Sherry	Wolf
Charles W B	Hackett	Nugent	Shuttleworth	Wood F C
Cooke	Hammond	Ogden	Slocum	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hapeman	Palmer	Smith A E	Young
Coutant	Hartman	Parker	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Senate bill (No. 545, Assembly reprint No. 1959) entitled "An act to amend the Banking Law, relative to trust companies" (Rec. No. 113), with a message that they have non-concurred in the amendments of the Assembly thereto, and request a committee of conference thereon.

On motion of Mr. J. T. Smith, the request of the Senate for the appointment of a conference committee thereon was agreed to, and Mr. Speaker appointed as such committee on the part of the Assembly Messrs. J. T. Smith, Santee and Wiegand.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly has agreed to the request of the Senate for the appointment of a conference committee thereon, and that

Mr. Speaker has appointed as such committee on the part of the Assembly Messrs. J. T. Smith, Santee and Wiegand.

The Senate returned the concurrent resolution, providing for the adjournment of the Legislature without date on Saturday, April 22, 1905, with a message that they have concurred in the passage of the same with the following amendment:

Strike out "Saturday, April 22, and insert "Friday, May 5."

Mr. Rogers moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Lewis offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 610, entitled "An act to amend the Poor Law, relating to the relief of soldiers, sailors and their families" (Int. No. 407), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Stanley offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 66, entitled "An act authorizing the police commissioner of the city of New York to appoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department November 24, 1897" (Int. No. 66), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Bedell offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1518, entitled "An act to amend the Agricultural Law, relative to selling imitation of cream" (Int. No. 825), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Agnew offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1623, entitled "An act to authorize the city of Elmira to issue its bonds for the construction of a bridge or the reconstructing and repairing of an existing bridge across the Chemung river in the city of Elmira" (Int. No. 1045), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 874, entitled "An act to amend the Banking Law with reference to a semiannual examination by directors of banks and trust companies" (Rec. No. 196), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 524, entitled "An act to amend section 359 of the Code of Civil Procedure, relative to stenographer for county court of Kings county" (Rec. No. 153), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 590, entitled "An act to authorize the city of New Rochelle to compensate John Hettinger for injury to his real property caused by the grading and completing of Horton avenue and Brooks street in said city and to authorize the issuance of certificates of indebtedness therefor" (Rec. No. 144), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 875, entitled "An act to amend the Banking Law, relative to communications from the Banking Department to banks, savings banks and trust companies" (Rec. No. 187), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 66, entitled "An act authorizing the police commissioner of the city of New York to appoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department November 24, 1897" (Int. No. 66), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1518, entitled "An act to amend the Agricultural Law, relative to selling imitation of cream" (Int. No. 823), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1623, entitled "An act to authorize the city of Elmira to issue its bonds for the construction of a bridge or the reconstructing and repairing of an existing bridge across the Chemung river in the city of Elmira" (Int. No. 1045), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 610, entitled "An act to amend the Poor Law, relating to the relief of soldiers, sailors and their families" (Int. No. 407), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. J. H. Wilson, mayor of the city of Cohoes, returning Assembly bill No. 914, entitled "An act to amend chapter 671 of the Laws of 1892, entitled 'An

act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to commissioners of deeds in said city" (Int. No. 791), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Howard M. Witbeck, mayor of the city of Lockport, returning Assembly bill No. 1639, entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' relating to the salaries of certain city officers" (Int. No. 980), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Howard M. Witbeck, mayor of the city of Lockport, returning Assembly bill No. 1714, entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' relating to the disposition of the tax paid in such city by agents or foreign fire insurance corporations" (Int. No. 981), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Howard M. Witbeck, mayor of the city of Lockport, returning Assembly bill No. 1613, entitled "An act to authorize the city of Lockport to borrow money, by the issue of bonds, to make needed repairs in Hawley street school building and to improve the heating, ventilating and closet system therein" (Int. No. 1258), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read, in the words following:

State of New York—Executive Chamber,
Albany, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 66, entitled "An act authorizing the police commissioner of the city of New York to appoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department, November 24, 1897." (Int. No. 66.)

FRANK W. HIGGINS.

Also the following:

State of New York—Executive Chamber,
Albany, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1518, entitled "An act to amend the Agricultural Law, relative to selling imitation of cream." (Int. No. 823.)

FRANK W. HIGGINS.

Also the following:

State of New York—Executive Chamber,
Albany, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1623, entitled "An act to authorize the city of Elmira to issue its bonds for the construction of a bridge or the reconstructing and repairing of an existing bridge across the Chemung river in the city of Elmira." (Int. No. 1045.)

FRANK W. HIGGINS.

Also the following:

State of New York—Executive Chamber,
Albany, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1574, enti-

tled "An act to authorize the town of Pelham, in the county of Westchester, to acquire a site and construct a town hall in said town, and to issue bonds in payment therefor." (Int. No. 1014.)

FRANK W. HIGGINS.

Also the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *April* 20, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 610, entitled "An act to amend the Poor Law, relating to the relief of soldiers, sailors and their families." (Int. No. 407.)

FRANK W. HIGGINS.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' in relation to the location of tracks of street surface railroads." (No. 1768, Int. No. 966.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Geneva.

"An act to repeal section 6 of title 10 of chapter 416 of the Laws of 1893, entitled 'An act in relation to the city court of Yonkers." (No. 1772, Int. No. 1321.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act to amend the Code of Civil Procedure, in relation to the petition for voluntary dissolution of a corporation." (No. 1445, Int. No. 1160.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

"An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city' relative to certain actions against said city." (No. 1540, Int. No. 1227.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

"An act to amend chapter 300 of the Laws of 1904, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls' authorizing the city of Niagara Falls to issue sewer bonds, and to legalize sewer bonds of said city already issued, and to provide for the payment of certain deficiencies in the city funds existing on January 1, 1905." (No. 2017, Int. No. 1284.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Niagara Falls.

"An act to amend the Real Property Law, relative to conveyances." (No. 2069, Int. No. 1312.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act transferring the unexpended balance in the fund for the enlargement of the Erie, the Oswego and the Cayuga and Seneca canals and for the completion of the Black River and Genesee Valley canals and for the enlargement of locks of the Champlain canal, to the canal debt sinking fund." (No. 1604, Int. No. 1249.)

"An act to provide for the erection of a new armory building in the city of Oswego, N. Y., the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and buildings and the application of the proceeds to such new building, and for other purposes relative to the same." (No. 173, Int. No. 173.)

"An act to amend the Tenement House Act, in relation to fire escapes." (No. 1903, Int. No. 1280.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Rogers, the House adjourned.

FRIDAY, APRIL 21, 1905.

The House met pursuant to adjournment.

Prayer by Rev. J. Harris Accore, D. D.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 793 of the Code of Civil Procedure, relating to preference in the trial of causes" (No. 1328, Rec. No. 398), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the department of police" (No. 1327, Rec. No. 399), which was read the first time and referred to the committee on codes.

Mr. McKeown introduced a bill entitled "An act to amend chapter 224 of the Laws of 1905, entitled 'An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over the Gowanus canal at Hamilton avenue, borough of Brooklyn, in the city of New York" (Int. No. 1555), which was read the first time and referred to the committee on affairs of cities.

Mr. Fish, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wilsnack, Int. No. 1171, entitled "An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties" (No. 1457), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Gardner, Rec. No. 229, entitled "An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts

of this State to establish and protect their rights in and to real and personal property" (No. 259), reported in favor of the passage of the same with the following amendments:

Page 1, first line of title, after the words "enable the" insert the words "persons claiming to be the."

Same page, line 1, after the word "the" insert the words "persons claiming to be the."

Page 2, line 4, after the word "recover," insert a comma and the words "provided any such action or actions shall be commenced within three years after the passage of this act."

ROBERT J. FISH,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Stevens, Int. No. 1470, entitled "An act to establish in the city of Troy, an inferior court of criminal jurisdiction, to be known as the children's court, to provide for the appointment of a justice thereof, and to regulate and prescribe the jurisdiction thereof" (No. 2085), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Freidel, Int. No. 1298, entitled "An act providing that the police commissioner of the city of New York in his discretion may appoint Walter M. Stafford, an ex-policeman of the city of New York, who resigned from said police department in June, 1893" (No. 1705), reported in favor of the passage of the same with the following amendment:

Page 2, line 6, strike out the word "appoint" and insert in place thereof the word "reappoint."

JEAN L. BURNETT,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Perry, Int. No. 190, entitled "An act to amend the Tenement House Act, relative to bake rooms and fat boiling" (No. 190), reported in favor of the passage of the same with the following amendments:

Page 1, strike out all matter in brackets and omit the underscoring.

Page 2, strike out all matter inclosed in brackets in lines 1, 2, 3, 4 and 5, and omit underscoring.

Same page, line 3, after the word "shafts" insert the words "except as hereinafter provided."

Same page, line 5, beginning with the word "used" strike out all down to and including the word "boiled," in line 13, and insert in place thereof a period in brackets and the words "a dumb waiter shaft connecting only the bake room with the store above the same shall be permitted, provided that such shaft be constructed of fire proof material throughout, and also that there shall be no openings either by door, alcove, window or otherwise between said store and the other parts of said tenement house."

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schoeneck, Int. No. 1394, entitled "An act to legalize, ratify and confirm an assessment for a local improvement in the city of Syracuse" (No. 1927), reported in favor of the passage of the same with the following amendment:

Page 3, line 16, after the word "thereto" insert the words "nothing herein contained, however, shall be deemed to affect or impair the right of any party to recover costs and allowances in any action or proceeding, now pending, affecting the validity or regularity of said assessment or any tax levied thereunder, and any such action or proceeding may be discontinued upon such terms as the court, at special term, may impose."

JEAN L. BURNETT,
Chairman.

Which report was agreed to, and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. F. C. Wood, Int. No. 1137, entitled "An act to revise the charter of the city of Johnstown" (No. 1487), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

Strike out section 10, on page 8, and insert in lieu thereof a new section 10, herewith submitted.

Strike out section 11, pages 8 and 9, and insert in lieu thereof a new section 11, herewith submitted.

Strike out section 13, page 10, and insert in lieu thereof a new section 13, herewith submitted.

Section 21, page 14, line 12, after the word "streets," strike out the words "and water works."

Section 21, page 14, line 12, after the semicolon following the word "dollars," insert the words "of the superintendent of water works, six hundred dollars."

Section 21, page 15, strike out all of lines 13 and 14 and all of line 15 down to and including the word "commissioners."

Strike out section 122, on page 88, and insert in lieu thereof a new section 122, herewith submitted.

Strike out section 167, on pages 124 and 125, and insert in lieu thereof a new section 167, herewith submitted.

Strike out section 168, page 125, and insert in lieu thereof a new section 168, herewith submitted.

Strike out section 183, on pages 136 and 137, and insert in lieu thereof the following:

"Section 183. Control of property purchased for use of the water works.—All lands and rights or easements therein heretofore purchased or acquired by the village of Johnstown, or by the city of Johnstown, or that may be hereafter purchased or acquired by the city of Johnstown, for the use of the water works, for pipe lines, water sheds, or other purposes, shall be under the exclusive control and management of the board of water commissioners of said city, and the same or any part or portion thereof shall not be sold, leased, cultivated, mowed, pastured, or used for any purpose other than for the use and benefit of the water works of said city. No trees shall be cut upon any of said lands. Any officer of the city or other person who shall violate any of the foregoing provisions of this section shall be guilty of a misdemeanor. The

board of water commissioners shall also have exclusive control of all the personal property belonging to or connected with said water works. The said board of water commissioners shall have monuments erected to designate the boundaries of all lands belonging to said city and used for purposes connected with said water works and shall have authority to cause fences to be erected around the several reservoirs connected with said works."

Section 213, page 159, line 6, strike out the word "of," following the word "lands," and insert in lieu thereof the words "formerly owned by."

Section 213, page 159, line 9, strike out the word "one" and insert in lieu thereof the word "two."

Section 266, page 188, line 23, after the word "shall" insert "except as otherwise provided in section two hundred and eighty-three of this act."

Strike out section 317, pages 209 and 210, and insert in lieu thereof a new section 317, herewith submitted.

"§ 10. City officers.—The elective officers of the city shall be a mayor, a recorder, a chamberlain, an assessor, nine members of the board of education, one alderman-at-large, and one water commissioner-at-large; and two aldermen, one water commissioner and one supervisor for each ward.

"The appointive officers of said city shall be a city clerk, a superintendent of streets, a superintendent of water works, a city attorney, a city engineer, a city physician who shall also be the health officer of the city, a commissioner of charities, a city board of health consisting of six members, an inspector of plumbing, a chief engineer of the fire department, and a first assistant and second assistant engineer of the fire department, a chief of police and not to exceed four regular uniformed policemen, and such other special policemen as are hereinafter provided for, and not to exceed ten commissioners of deeds, and such other appointive officers as may be authorized by general laws.

"§ 11. Manner of choosing city officers.—The mayor, recorder, chamberlain, assessor, members of the board of education, alderman-at-large and water commissioner-at-large shall be elected by ballot by the qualified electors of the city. The aldermen and water commissioner and supervisor for each ward shall be elected by ballot by the qualified electors thereof. The city clerk shall be appointed by the common council and the board of water commissioners in joint session. The superintendent of streets shall be

appointed by the common council. The superintendent of water works shall be appointed by the board of water commissioners. The city attorney, the city engineer, and the city physician shall each be appointed by the mayor, subject to the confirmation of the common council. The commissioner of charities shall be appointed by the mayor. The members of the board of health shall be appointed by the common council upon the nomination of the mayor in the manner and for the terms prescribed by article two of the public health law. The chief engineer of the fire department, the first assistant and the second assistant engineer of the fire department, the chief of police, policemen and special policemen shall be appointed as hereinafter provided. The commissioners of deeds shall be appointed by the common council from time to time as may be deemed necessary. Appointments made by the mayor, with or without the confirmation of the common council, and appointments made by the common council in any official year, for a full term, shall be made at the first meeting of such common council. Appointments made by the common council and board of water commissioners acting jointly shall be made in a joint session of such bodies to be held on the first day of January in the official year for which appointments are to be made, or in case such day falls on Sunday, on the next day thereafter. The inspector of plumbing shall be appointed on or before the fifteenth day of January by the board of health of the city as provided in the general laws.

"§ 13. Commencement and expiration of terms of office.—The term of office of each elective officer shall commence with the first day of January succeeding his election. The term of office of each appointive officer shall commence with the fifteenth day of January of the official year in which the appointment is required to be made. Each city officer shall hold over after the expiration of his term and until his successor is chosen and has qualified. The term of office of the supervisors shall commence and expire at the same time as the terms of supervisors of the towns of the county of Fulton."

"§ 122. General powers and duties of the superintendent of streets.—The superintendent of streets of said city shall, under the direction of the mayor and common council and such committees as the common council may designate, superintend and direct all work to be done or performed and all repairs and improvements to be made to and upon any of the public highways, streets, lanes, public places, walks, bridges, or other public

grounds or property of said city, including the cleaning of the streets, the building and repairing of sewers, sidewalks and crosswalks, gutters and bridges, and the laying of gas pipes in the streets; he shall have authority to hire and employ the requisite laborers; to direct them as to the time and manner of their work; and shall certify to the common council all persons who shall have been employed by him; and shall act generally under the direction of the mayor and common council of the city and perform such other duties as the mayor and common council may require or prescribe. He shall at each regular meeting of the common council present thereat a pay roll in such form as the common council may prescribe, verified by his oath, setting forth the work done for the city under his charge since his last pay roll, and specifying the name of each person employed thereon, the time he labored, his wages per day, and the amount due him. Said pay rolls, and all other expenses incurred in the repair, care and improvement of the public streets, highways, sewers, bridges, sidewalks, gutters and crosswalks, and other public grounds and places of said city shall be audited by the common council, and when audited shall be paid from the street, sewer, or other proper fund of said city. The salary of the said superintendent of streets shall be paid by the common council from the street fund of said city."

"§ 167. Duty of superintendent of water works.—The superintendent of water works shall, under the direction of the board of water commissioners of said city, have the general supervision, care and management of the water works of said city and of all the property, real and personal, now used, or hereafter purchased by the city for the use and benefit of the water works of said city, including pipe lines, reservoirs, hydrants, machines, tools and implements; he shall see that they are kept in proper repair; he shall frequently make a personal inspection of each hydrant in the city, and take all possible precautions to prevent the same from freezing during the winter months; he shall see that the reservoirs are kept clean and in good condition; he shall personally superintend the laying of all extensions of water pipes, tapping of pipes, setting of hydrants, repairing of leaks in water mains and the flushing of sewers, when directed so to do by the president of the board of water commissioners or the mayor; and he shall perform such other duties as the board of water commissioners shall or may prescribe. He shall have authority to hire

and employ the requisite laborers for the performance of such work, and to direct them as to the manner and time of the execution of their work; and he shall certify to the board of water commissioners all persons who shall have been employed by him. He shall at each regular meeting of the board of water commissioners present thereto a pay roll in such form as the board of water commissioners may prescribe, verified by his oath, setting forth the work so performed under his charge since his last pay roll, and specifying the name of each person employed thereon, the time he labored, his wages per day, and the amount due to him. Said pay rolls, and all other expenses lawfully incurred in the care and management of the water works system and property, shall be audited by the board of water commissioners, and when audited shall be paid from the water fund of said city upon the warrants of the board of water commissioners, signed by the president of said board and countersigned by the clerk. The salary of the superintendent of water works shall be paid by the board of water commissioners from the water fund of said city."

"§ 168. Special provisions as to work in streets.—Whenever in the performance of his duties it shall be necessary for the superintendent of water works to make excavations in any street in said city, he shall act under the general direction and supervision of the superintendent of streets as to the guards to be placed at the openings made, as to the precautions to be taken to prevent injuries to persons using the street for street purposes, and as to the manner of restoring the street to its former condition, including the restoration of any pavement which has been taken up or disturbed in the progress of the work. In case of any disagreement or controversy between these officers as to their respective rights and duties in the matters above mentioned, the questions in dispute shall be referred by them to the mayor, whose decision thereon shall be final."

"§ 317. Offices continued or abolished.—All the officers of the city of Johnstown now in office, whether elective or appointive, except as otherwise provided in this act, shall continue in office and discharge the duties thereof until the end of the terms for which they were elected or appointed, and until their successors are elected or appointed and qualify as provided in this act. On and after the fifteenth day of January, nineteen hundred and six, the office of superintendent of streets and water works shall be abolished, and the powers and duties theretofore exercised and performed by the superintendent of streets and water works shall thereafter be exercised and performed as hereinbefore provided by

two appointive officers known respectively as the superintendent of streets and the superintendent of water works. On and after January first, nineteen hundred and six, the offices of justice of the peace and constable shall be abolished. All books, records and papers pertaining to the office of justice of the peace shall, on or before such day, be turned over to the recorder as judge of the city court, and shall thereupon become a part of the records of the city court. All actions and proceedings pending before either of the justices of the peace upon such day shall be deemed transferred to the city court and shall be prosecuted therein to a final determination in the same manner and with the same force and effect as though such actions and proceedings had been originally commenced therein. All processes and notices in the hands of the constables of the city, or of any other person, pertaining to any action or proceeding pending before either of such justices on such day may be executed or served notwithstanding the passage of this act, but shall be made returnable to the city court."

JEAN L. BURNETT,
Chairman.

Which report was agreed to and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. Hammond, Int. No. 589, entitled "An act to revise the charter of the city of Syracuse" (No. 1425), reported the same with the following amendments:

Page 38, between lines 6 and 7, insert "36. Official bonds not liens upon real estate."

Page 40, after line 16, insert "§ 36. The official bonds given by the comptroller and treasurer shall not be deemed to be liens upon the real estate owned by either of said officers or their sureties."

Page 48, line 6, after the word "construction" insert the word "reconstruction."

Same page, line 7, after the words "drains" strike out the words "both public and private."

Page 49, line 9, after the word "council" strike out the comma.

Page 51, line 22, after the words "grade and" insert the word "side."

Page 55, line 14, after the words "map or" insert the words "such map."

Same page, line 15, after the words "or as" strike out the words "the same," and insert the words "such area."

Page 56, line 8, after the word "location" insert a comma and the word "grade."

Page 69, line 21, after the word "provided" insert a comma and the words "and third, to the payment of the cost of such improvement."

Page 71, line 3, after the word "issued" insert the words "or loans made."

Page 94, line 6, strike out "127. Assignment to duty."

Same page, lines 7 to 19, strike out "128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139," and insert "127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139," respectively.

Same page, line 23, after "147" strike out the words "sale and storage of certain explosives" and insert the words "regulations governing the manufacture, sale and use of explosive, combustible and inflammable materials and substances."

Same page, strike out all of lines 24, 25 and 26.

Page 95, strike out all of lines 1, 2, 3, and 4.

Same page, lines 5 to 16, strike out "154, 155, 156, 161, 162, 163, 164, 165, 166, 167, 170," and insert "148, 149, 150, 160, 161, 162, 163, 164, 165, 166, 167," respectively.

Same page, line 11, strike out the words "subordinates of superintendent of building" and insert the words "electrical inspector; other subordinates."

Same page, strike out all of lines 18, 18 and 20.

Same page, lines 21 to 25, strike out "175, 176, 177, 178, 179," and insert "168, 169, 170, 171, 172," respectively.

Page 96, line 1, strike out "180," and insert "173."

Same page, line 2, strike out "181," and insert "174."

Same page, between lines 2 and 3, insert "175. Notice."

Same page, lines 3 to 7, strike out "182, 183, 184, 185, 186," and insert "176, 177, 178, 179, 180."

Same page, line 17, after the word "commissioner" insert the words "of public safety."

Same page, line 17, after the word "shall" insert the word "appoint, in his discretion, a suitable and competent person to."

Same page, line 17, after the word "same" strike out "by appointment."

Same page, line 19, before the word "officers," insert the words "the other."

Page 97, strike out all of lines 10 to 14, inclusive.

Same page, line 15, strike out "128" and insert "127."

Page 98, line 21, strike out "129" and insert "128."

Page 99, line 3, strike out "130" and insert "139," also after the word "compensation" insert the words "except salary."

Same page, line 17, strike out "131" and insert "130."

Same page, lines 17 and 18, strike out the words "or special policeman."

Same page, line 24, strike out "132" and insert "131."

Page 100, line 9, strike out "133" and insert "132."

Page 101, line 9, strike out "134" and insert "133."

Same page, line 16, after the word "property" insert the words "alleged to have been."

Page 102, line 16, strike out "135" and insert "134."

Page 103, line 13, strike out "136" and insert "135."

Page 104, line 4, strike out "137" and insert "136."

Same page, line 12, strike out "138" and insert "137."

Same page, line 21, strike out "139" and insert "138."

Page 106, line 3, after the word "asylum" insert the words "when required by said commissioner."

Page 107, line 9, after the words "purpose of" insert the words "preventing or."

Page 108, strike out all of lines 21 to 26 inclusive, and insert "147. It shall be the duty of the commissioner of public safety to formulate, adopt, promulgate and enforce complete regulations governing the manufacture, sale and use of explosives, combustible and inflammable materials and substances, and may from time to time alter and amend the same. No person shall manufacture, compound, transport, store, sell or offer or keep for sale or use, have, or keep for use within said city any dangerous, explosive, combustible or inflammable compound, mixture, material or substance of any name or nature whatsoever except in accordance with such regulations governing and restricting the same, and under a permit issued by said commissioner of public safety therefor, whenever said regulations shall require the same."

Strike out all of pages 109, 110, 111, 112, 113, 114, 115, 116, 117.

Page 118, strike out all of lines 1 to 10 inclusive.

Same page, line 11, strike out "154" and insert "148."

Same page, lines 14 and 15, strike out the words "livery and other stables, hay boats, or vessels."

Same page, line 15, strike out the words "merchandise, gunpowder, hemp."

Same page, strike out all of line 16 and the word "other" in line 17.

Same page, line 19, strike out the word "or" and insert a comma.

Same page, line 19, after the word "ordinance" strike out the comma and insert the words "or regulation."

Same page, lines 19 and 20, strike out the words "and also the places where ashes may be deposited."

Same page, line 20, after the word "and" insert a comma.

Same page, lines 20 and 21, strike out the words "any of them are defective or dangerous or that."

Same page, line 21, after the word "law" strike out the word "or" and insert a comma.

Same page, line 22, before the word "exists" insert the words "or regulation."

Same page, line 22, strike out the word "deliver" and insert the words "serve personally or by mail upon the occupant, owner, person interested therein, or possessor thereof."

Same page, line 26, after the word "occupant" insert the words "owner, person interested therein."

Same page, line 26, after the words "occupant or" strike out the word "of" also after the word "possessor" strike out the word "of."

Page 119, line 1, strike out the words "such combustible materials" and insert the word "thereof."

Same page, line 3, after the word "commissioner" insert the words "or his officers or agents;" also, after the word "notice" insert a comma.

Same page, line 8, strike out the words "paid in the first instance by" and insert the words "chargeable to."

Same page, same line, after the word "occupant" insert the words "and owner of the premises, jointly and severally;" also, strike out the balance of line 9 and all of lines 10, 11, 12 and 13.

Same page, line 14, strike out the figures "155" and insert the figures "149."

Same page, line 19, strike out the figures "156" and insert the figures "150."

Page 121, line 11, strike out the figures "161" and insert the figures "160."

Page 122, line 3, after the word "city" insert the words "and commissioner of public safety."

Page 123, line 23, after the word "personally" insert a comma and the words "or left with a person of suitable age and discretion at the place of residence of the person to be served."

Page 124, line 4, strike out the figures "162" and insert the figures "161."

Same page, line 18, strike out the figures "163" and insert the figures "162."

Same page, lines 21 to 24, strike out all after the word "apportionment" in line 21 down to and including the word "prescribe" in line 24.

Same page, line 25, strike out the figures "164" and insert the figures "163."

Page 125, line 7, strike out the word "detail."

Page 126, line 13, after the word "plumbing" strike out the word "and" and insert a comma; also, after the word "drainage" insert the words "and gas piping."

Same page, line 14, strike out the words "and gas piping."

Same page, line 17, strike out the words "fire marshal" and insert the words "superintendent of building."

Page 127, lines 7 and 8, strike out the words "fire marshal" and insert the words "superintendent of building."

Same page, line 16, after the word "code" insert the words "and sanitary code."

Same page, line 22, strike out the figures "165" and insert the figures "164."

Page 128, line 3, strike out the figures "166" and insert the figures "165."

Same page, line 10, strike out the comma and the word "change."

Same page, line 12, strike out the words "or the construction of any soil or waste pipe."

Same page, line 17, strike out the figures "167" and insert the figures "166."

Same page, line 21, after the words "of building" strike out the balance of the section.

Page 129, line 1, strike out "170. Every" and insert "167. Whenever required by any law, ordinance or regulation of the commissioner of public safety every."

Same page, line 13, after the word "with" insert the word "such."

Same page, line 15, strike out the words "fire marshal" and insert the words "superintendent of building."

Same page, line 18, after the word "used" insert the words "The superintendent of building may at any time give notice to the owner of any such building or premises directing such owner to construct such fire escapes, fire stairways or means of egress in or upon any such building or premises, as said superintendent of building shall direct. If the owner of any such building or premises shall neglect or refuse, for thirty days after the service of such notice as aforesaid, to construct such fire escapes, fire stairways or means of egress as shall by said notice be required, said superintendent may cause such fire escapes, fire stairways or means of egress to be constructed, and the expense thereof, and ten per centum in addition, shall be collected from such owner by an action brought by said superintendent in the name of said city, in addition to the other penalties provided herein, or by assessment upon the property;" also, strike out the balance of page.

Strike out all of pages 130, 131 and down to and including line 13 on page 132.

Page 132, line 14, strike out the figures "175" and insert the figures "168."

Same page, line 15, after the word "power" insert the words "or for the transmission of electric current for any purpose."

Same page, line 16, after the word "structure" insert the word "or erected, constructed, installed, maintained or used for any purpose whatever."

Same page, line 19, after the word "wiring" insert a comma.

Same page, line 23, strike out the figures "176" and insert the figures "169."

Same page, line 26, strike out the word "congregated" and insert the word "congregate."

Page 133, line 3, strike out the word "superintendent of building" and insert the words "commissioner of public safety."

Same page, line 10, strike out the comma and the words "or superintendent of building" and insert the words "of public safety."

Same page, line 11, strike out the word "serve" and insert the word "cause;" also, after the word "notice" insert the words "to be served, either personally or by mail."

Same page, line 15, strike out the word "either" and insert the word "he."

Same page, lines 16 and 17, strike out the words "to compel obedience to law" and insert the words "his directions shall be promptly complied with."

Same page, line 18, strike out the figures "177" and insert the figures "170;" also, after the word "deemed" insert the words "by the commissioner of public safety or superintendent of building."

Same page, line 20, after the word "guards" insert the words "or precautionary measures."

Page 134, line 13, strike out the figures "178" and insert the figures "171."

Same page, line 15, after the word "code" insert the words "or sanitary code."

Same page, line 23, strike out the figures "179" and insert the figures "172."

Page 135, line 3, strike out the figures "180" and insert the figures "173;" also, strike out the words "health officer" and insert the words "commissioner of public safety;" also, strike out the word "enact" and insert the words "formulate, adopt."

Same page, line 7, strike out the word "said" and insert the word "the;" also, after the word "officer" insert the words "of said city."

Same page, line 8, strike out the words "of said city" and insert the word "thereof."

Same page, line 12, strike out the word "code" and insert the words "rules and regulations;" also, strike out the word "it" and insert the word "they."

Same page, line 18, strike out the words "health officer with the approval of the."

Same page, line 25, strike out the figures "181" and insert the figures "174."

Page 136, after line 8, insert a new paragraph, to read as follows:

"§ 175. In all cases, where, by the provisions of this article, notice is required to be given or served, unless other provision is specifically made therefor, such notice shall be served either personally, or by leaving a copy thereof at the last known place of residence of the party to be served with a person of suitable age and discretion, or by posting a written or printed copy thereof in a conspicuous place on the premises concerned and by mailing a duplicate copy thereof addressed to the person to

be served at Syracuse, New York, or by publishing such notice once in each of the official papers of said city. Any notice served upon the architect or agent or person in charge of any building, structure, property or estate shall be binding upon the owners thereof and no further or different notice shall be required. Where a notice is required to be served upon an owner or occupant and there are two or more owners or occupants service upon any one of them, respectively, shall be deemed sufficient."

Same page, line 9, strike out the figures "182" and insert the figures "176."

Same page, lines 22 and 23, insert a period after the word "officer" and strike out balance of the section.

Same page, line 4, strike out the figures "183" and insert the figures "177."

Page 137, line 2, after the word "thereunder" insert the words "or authorized by this act."

Same page, line 8, strike out the figures "184" and insert the figures "178."

Same page, line 20, after the word "thereunder" insert the words "or authorized by this act."

Same page, line 23, strike out the figures "185" and insert the figures "179."

Page 138, line 3, strike out the words "or more than fifty dollars."

Page 139, line 3, strike out the figures "186" and insert the figures "180."

Same page, line 12, strike out the words "in the manner hereinafter provided" and insert the words "and the same shall be levied and collected in the same manner, at the same time as and as a part of the general city tax."

Page 156, line 8, after the word "streets" strike out the comma.

Page 157, line 12, strike out the words "fire marshal" and insert the words "superintendent of building."

Same page, line 13, strike out the word "or" and insert a comma; also, after the word "ordinance" insert the words "or regulation."

Page 166, line 23, after the word "whereupon" insert the words "proposals for the performance of the work involved in the improvement may be advertised for."

Page 183, line 12, after the word "nature" insert the words "In case the common council shall fail to comply with the pro-

visions of this section it shall be the duty of the corporation counsel, in the name of the city, to compel compliance therewith by mandamus."

Same page, line 15, after the word "improvement" insert a comma.

Same page, line 16, after the word "made" insert a comma.

Page 186, line 16, after the word "determined" insert the words "that the common council had jurisdiction to order the improvement and."

Page 187, line 10, after the word "increase" insert the word "is."

Same page, line 16, after the word "therein" insert the word "as;" also, strike out the word "thereto" and insert the words "to such proceeding."

Same page, line 21, after the word "parties" insert the word "thereto."

Page 222, line 7, after the word "capacity" strike out the comma and insert a period.

Same page, strike out lines 8 and 9 and down to and including the word "fund" in line 10.

Page 224, line 5, after the word "more" insert the words "or is an honorably discharged veteran of the late civil war."

Page 226, line 17, strike out the word "fireman's" and insert "firemen's."

Same page, line 21, strike out the word "fireman's" and insert the word "firemen's."

Same page, line 23, strike out the words "two per centum."

Same page, line 24, after the word "Syracuse" insert a comma and the words "except the amount thereof payable to the Firemen's Association of the State of New York."

Page 227, line 17, after the word "article" insert a comma and the words "and the commissioner of public safety shall have exclusive authority to sell the same."

Same page, line 26, strike out the word "fireman's" and insert the word "firemen's."

Page 228, line 13, after the word "Syracuse" insert the words "for the purpose of receiving and collecting the tax on foreign insurance companies or agents."

Page 229, line 11, after the word "department" insert the word "or is an honorably discharged soldier of the late civil war."

Page 230, line 6, strike out the word "fireman's" and insert the word "firemen's."

Page 232, line 14, strike out the word "fireman's" and insert the word "firemen's."

Page 234, line 16, strike out the word "fireman's" and insert the word "firemen's."

Same page, lines 20 and 21, strike out the words "two per centum."

Same page, line 21, after the word "insurance" insert the words "companies or agents."

Page 235, line 11, strike out the word "thereof" and insert the words "in relation thereto."

Page 242, line 24, after the figures "504" insert the words "No civil action shall be maintained against the city for damages or injuries to person or property sustained in consequence of any street, highway, bridge, culvert, sidewalk or crosswalk being defective, out of repair, unsafe, dangerous or obstructed unless it appear that written notice of the defective, unsafe, dangerous, obstructed condition of such street, highway, bridge, culvert, sidewalk or crosswalk was actually given to the commissioner of public works, and that there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained, or, in the absence of such notice, unless it appears that such defective, unsafe, dangerous or obstructed condition existed for so long a period that the same should have been discovered and remedied in the exercise of reasonable care and diligence. But no such action shall be maintained for damages or injuries to the person sustained in consequence of the existence of snow or ice upon any sidewalk, crosswalk or street, unless written notice thereof relating to the particular place, was actually given to the commissioner of public works and there was a failure or neglect to cause such snow or ice to be removed, or the place otherwise made reasonably safe within a reasonable time after the receipt of such notice."

Page 243, strike out all beginning with the words "no cause" in line 23 down to and including the words "take effect" in line 5 on page 244.

JEAN L. BURNETT,

Chairman.

Which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Grady, Rec. No. 373, entitled "An act to amend the Greater New York charter so that the mayor may be relieved of the labor of signing large numbers of certificates of corporate stock and of bonds of the city of New York" (No. 1255), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Carpenter, Rec. No. 205, entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon'" (No. 730), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Davis, Rec. No. 386, entitled "An act creating a commission with power to agree upon a site and general plans of, and to contract for the location and building of a union railroad passenger station, yard, and therewith connected facilities and approaches thereto in the city of Buffalo, and tributary thereto, to lease or sell and convey lands belonging to said city, to abandon and close now existing, and establish and open new, and change the location, width or grade of and otherwise improve docks, wharves, parks, streets and public places, and for these purposes to acquire lands and their appurtenances by condemnation proceedings or otherwise" (No. 1289), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Foley, Rec. No. 370, entitled "An act to amend section 374 of the Greater New York charter, relative to the clerk of the board of justices of the municipal court" (No. 1038), reported in favor of the passage

of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. White, Rec. No. 175, entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to certain ordinances" (No. 826), reported in favor of the passage of the same with the following amendment:

Page 2, line 12, inclose the word "three-fourths" in brackets and insert the word "two-thirds."

JEAN L. BURNETT,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fitzgerald, Rec. No. 212, entitled "An act to amend section 657 of the Code of Civil Procedure" (No. 948), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fitzgerald, Rec. No. 241, entitled "An act to amend section 1418 of the Code of Civil Procedure" (No. 996), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Plank, from the committee on excise, to which was recommitted the Senate bill introduced by Mr. Raines, Rec. No. 182, entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws'" (No. 856), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment:

Page 3, line 24, after the word "date" insert the words "and also with the provisions of subdivisions one and two of clause k

of section thirty-one of chapter one hundred and twelve of the laws of eighteen hundred and ninety-six and the acts amendatory thereof and supplemental thereto."

CHARLES S. PLANK,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and restored to its place on the order of third reading.

Mr. Plank, from the committee on excise, to which was referred the bill introduced by Mr. Tenjost, Int. No. 807, entitled "An act to amend chapter 112 of the Laws of 1896, and the acts amendatory thereof and supplementary thereto, known as the Liquor Tax Law" (No. 936), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Plank, from the committee on excise, to which was recommitted the bill introduced by Mr. Freidel, Int. No. 227, entitled "An act to amend the Liquor Tax Law, relative to publication of decisions of the courts" (No. 227), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment:

Page 2, line 22, add the words "The disbursements made by the state commissioner of excise for the purposes named in section ten-a of this act shall not exceed the sum of five thousand dollars."

CHARLES S. PLANK,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and restored to its place on the order of third reading.

Mr. Plank, from the committee on excise, to which was referred the Senate bill introduced by Mr. Raines, Rec. No. 359, entitled "An act to amend the Liquor Tax Law in relation to the definition of trafficking in liquors" (No. 1220), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Plank, from the committee on excise, to which was re-

ferred the Senate bill introduced by Mr. Raines, Rec. No. 335, entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws'" (No. 1030), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Plank, from the committee on excise, to which was referred the Senate bill introduced by Mr. Raines, Rec. No. 182, entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws'" (No. 856), reported in favor of the passage of the same with the following amendment:

Page 3, line 24, after the word "date" insert the words "and also with the provisions of subdivisions one and two of clause k of section thirty-one of chapter one hundred and twelve of the laws of eighteen hundred and ninety-six and the acts amendatory thereof and supplemental thereto."

CHARLES S. PLANK,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Plank, from the committee on excise, to which was referred the Senate bill introduced by Mr. Raines, Rec. No. 358, entitled "An act to amend the Liquor Tax Law in relation to special deputy commissioners and compensation of county treasurers" (No. 1221), reported in favor of the passage of the same with the following amendments:

Page 3, line 5, after the word "Richmond" strike out the word "one" and insert the word "two," and after the word "thousand" strike out the word "five hundred."

Page 6, line 13, strike out the period after the word "six" and insert a comma and the words "except as to the county of Schenectady it shall take effect January first, nineteen hundred and seven."

CHARLES S. PLANK,
Chairman.

Which report was agreed to and said bill ordered reprinted as amended and placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the bill introduced by Mr. Hapeman, Int. No. 1532, entitled "An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands" (No. 2212), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the bill introduced by Mr. Hooker, Int. No. 1512, entitled "An act authorizing the board of supervisors of the county of Genesee to make an annual appropriation to corporations for the prevention of cruelty" (No. 2178), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Hooker, from the committee on internal affairs, to which was referred the bill introduced by Mr. Steele, Int. No. 1516, entitled "An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office,' relating to the power and authority of special deputies" (No. 2171), retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. J. T. Smith, from the committee on banks, to which was referred the Senate bill introduced by Mr. Tully, Rec. No. 341, entitled "An act to amend the Banking Law in relation to capital and shares of cooperative savings and loan associations" (No. 1117), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. J. T. Smith, from the committee on banks, to which was referred the Senate bill introduced by Mr. Tully, Rec. No. 340, entitled "An act to amend the Banking Law, in relation to withdrawal of free shares of cooperative savings and loan associations" (No. 1116), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. J. T. Smith, from the committee on banks, to which was referred the Senate bill introduced by Mr. Tully, Rec. No. 342, entitled "An act to amend the Banking Law in relation to profits and losses of cooperative savings and loan associations" (No. 431), reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hammond, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker & Co., against the State for damages alleged to have been sustained by it, and to render judgment therefor." (No. 969, Int. No. 827.)

"An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office,' relating to the power and authority of special deputies." (No. 2171, Int. No. 1516.)

"An act authorizing the board of supervisors of the county of Genesee to make an annual appropriation to corporations for the prevention of cruelty." (No. 2178, Int. No. 1512.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the application of said act to the city of Yonkers." (No. 2162, Int. No. 1500.)

"An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the vil-

lage of Peekskill and the several acts amendatory thereof.'" (No. 1911, Int. No. 1400.)

Ordered, That said bills be engrossed for a third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend the Greater New York charter, relative to the municipal courts." (No. 2186, Int. No. 1041.)

"An act to amend the Code of Civil Procedure, relative to the possession of property on giving security." (No. 2185, Int. No. 402.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the jurisdiction of the police court and police justice." (No. 2188, Rec. No. 193.)

"An act to amend the Tax Law, in relation to the levying of taxes upon and the resale of real property that has been once sold for taxes." (No. 2187, Int. No. 1276.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jairus Pierce against the State of New York for damages alleged to have been sustained by him, and to render judgment therefor." (No. 1594, Int. No. 1239.)

"An act to amend the Greater New York charter, relative to the department of street cleaning." (No. 1609, Int. No. 1254.)

"An act to release to Philip C. Rand all the right, title and interest of the people of the State of New York in and to certain real estate in the town of Pittsford, in the county of Monroe, in the State of New York." (No. 1489, Int. No. 1180.)

"An act to legalize the acts of Rinaldo R. Wood, Fred D. Smith, Edwin G. Van Housen and Zenas B. Smith, special deputies appointed by the clerk of the county of Herkimer." (No. 2170, Int. No. 1515.)

"An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder." (No. 2164, Int. No. 1502.)

"An act to legalize and confirm the action of a majority of the electors of the town of New Hartford, Oneida county, at the last biennial town meeting in said town, on November 3, 1903, in relation to paying 15 per cent. of the cost of improving the Bridgewater turnpike as a town charge." (No. 2166, Int. No. 1504.)

"An act to release to Eugene Coman all the right, title and interest of the people of the State of New York of, in and to certain real estate in the town of Luzerne, Warren county and State of New York." (No. 2100, Int. No. 1476.)

"An act enabling the Board of Embalming Examiners of the State of New York to receive the application of Patrick J. Burke of the borough of Manhattan, city of New York, for a license to engage in the business of embalming." (No. 2138, Int. No. 1492.)

"An act to amend section 254 of the Code of Civil Procedure relating to stenographers in Kings county." (No. 2140, Int. No. 1494.)

"An act to authorize the city of Buffalo to acquire the Indian burying ground on Buffam street in the city of Buffalo for park purposes and authorizing the issue of bonds with which to pay for the same and embellishing and improving said grounds." (No. 2048, Int. No. 1448.)

"An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situate in the town of Altamont, county of Franklin and State of New York, acquired by escheat or otherwise on the death of said Joseph Demers." (No. 2099, Int. No. 1475.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Abeel against the State of New York, for damages to his lands near Little Falls, N. Y., and their use, alleged to have been sustained by him by reason of the negligence of the State of New York in connection with the management and repairs of the canal, the leaky condition of its banks, and by reason of spoil bank and

other encroachments for the benefit of the canal; from August, 1899, until January 1, 1902." (No. 401, Int. No. 401.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Matthew Edgar, William John Edgar, John Dowd, Thomas Parker and James H. Akins against the State ofNew York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, N. Y." (No. 1867, Int. No. 1369.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Gustave Kaiser against the State of New York." (No. 1891, Int. No. 1379.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the widow of Dennis O'Brien against the State of New York for damages alleged to have been sustained by the killing of Dennis O'Brien, during the year 1893." (No. 1985, Int. No. 1425.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Eliza Knack against the State of New York, for damages alleged to have been sustained by her husband, Ludwig Knack, deceased, in the city of New York, through the negligence of the attendants of the Manhattan State Hospital, at Ward's Island, New York city." (No. 1906, Int. No. 1387.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James F. Shiels, against the State of New York." (No. 1931, Int. No. 402.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Cane McCafrey & Co., for damages caused by breach of contract, and to render judgment therefor." (No. 928, Int. No. 799.)

"An act to provide for the reconstruction of sewers in the city of New York where the present sewers are inadequate and to provide means for the payment of such reconstruction by sale of corporate stock of the city of New York." (No. 774, Int. No. 686.)

"An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office,' relating to the power and authority of special deputies." (No. 2171, Int. No. 1516.)

"An act authorizing the board of supervisors of the county of Genesee to make an annual appropriation to corporations for the prevention of cruelty." (No. 2178, Int. No. 1512.)

"An act empowering the comptroller of the city of New York to cancel and to refund assessments levied for the purpose of acquiring title to a new street, from Chambers street to Reade street in the borough of Manhattan, city of New York." (No. 621, Int. No. 568.)

"An act to amend chapter 751 of the Laws of 1895, entitled 'An act to revise and consolidate the several acts in relation to the city of Hudson; to revise the charter of said city; and to establish a city court therein and define its jurisdiction and powers,' relative to removal of poles and wires from certain streets." (No. 1345, Int. No. 1094.)

"An act to amend chapter 621 of the Laws of 1896, entitled 'An act in relation to the jurisdiction of the department of public parks in the city of New York over certain streets in said city,' as amended by chapter 319 of the Laws of 1897." (No. 2014, Int. No. 1480.)

"An act to amend the Greater New York charter, relating to the preference in the paid fire department of volunteer firemen." (No. 2157, Int. No. 1010.)

"An act authorizing the police commissioner of the city of New York to reappoint Andrew Bradley, an ex-policeman of the city of New York, who resigned from said police department March 1, 1889." (No. 1649, Int. No. 1268.)

Mr. G. H. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on revision be discharged from the further consideration of Senate bill No. 14, entitled "An act to amend sections 481 and 500 of the Code of Civil Procedure

relating to the contents of a complaint and answer." (Rec. No. 127.)

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Mr. G. H. Whitney moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Amend the title by striking out the words "sections four hundred and eighty-one and five hundred of" in lines 1 and 2; line 2, insert a comma after the word "procedure;" line 3, insert a comma after the word "complaint," and strike out the word "and," and add at end of line the words "and reply."

Page 1, line 2, place a comma after the word "procedure" and strike out the words "so as."

Same page, line 3, at beginning of line insert "Section 481."

Page 2, between lines 2 and 3, insert the following paragraph:

"3. A demand of the judgment to which the plaintiff supposes himself entitled."

Same page, line 4, insert a comma after the word "procedure."

Same page, line 5, strike out the words "so as."

Same page, line 6, at beginning of line insert "Section 500."

Same page, line 11, insert a period in place of the comma.

Same page, between lines 12 and 13 insert the following paragraph:

"§ 3. Section five hundred and fourteen of the code of civil procedure is hereby amended to read as follows:

"§ 514. Where the answer contains a counterclaim, the plaintiff, if he does not demur, may reply to the counterclaim. The reply must contain a general or specific denial of each material allegation of the counterclaim, controverted by the plaintiff, or of any knowledge or information thereof sufficient to form a belief; and it may set forth in ordinary and concise [clear, precise and unequivocal] language, without repetition, new matter not inconsistent with the complaint, constituting a defense to the counterclaim."

Same page, line 13, make "§ 3" read "§ 4."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Phillips, from the committee on codes, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 902, Assembly reprint No. 2183) entitled "An act to amend article 1, section 52 of chapter 690 of the Laws of 1892, as amended by chapter 725 of the Laws of 1893, as amended by chapter 722 of the Laws of 1901, constituting chapter 38 of the general laws, and known as the Insurance Law" (Rec. No. 219), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2084) entitled "An act to amend the Membership Corporations Law, relative to soldiers' monument corporations" (Int. No. 1469), was read the second time.

On motion of Mr. Foster, said bill was placed on the order of third reading.

On motion of Mr. Foster, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Patton	Standart
Allen F E	Dale	Hornidge	Pendry	Steele
Allen J G	Dodd	Hubbs	Perry	Stevens
Apgar	Dowling	Hurd	Plank	Sullivan
Bass	Ellis	Kavanaugh	Platt	Tenjost
Becker	Etzel	Knapp	Pratt	Thompson G F
Bedell	Evans	La Fetra	Prentice	Thompson J A
Beihilf	Everett	La Rue	Prince	Thonet
Bird	Fish	Leggett	Quinn	Waddell
Bisland	Fitzsimons	Lewis	Reilly	Wade
Brady	Foelker	Machacek	Rigby	Wagner
Burnett	Foster	Maier	Rogers	Wadsworth
Burns	Freidel	Malloy	Rosenstein	Wainwright

Burzynski	Fuller	Mathews T F	Sammon	Wedemeyer
Cadin	Gardner	Matthews C R	Santee	West
Cahn	Gates	McKeown	Scovill	Wemple
Callahan	Grady	McManus	Shanahan	Whitney F G
Carrier	Grattan	Mead	Sheehy	Whitney G H
Caughlan	Gray	Merritt	Sheldon	Wiegand
Charles E E	Gurnett	Miller	Sherry	Wilsnack
Charles W B	Hackett	Monroe	Shuttleworth	Wilson
Cooke	Hammond	Murphy	Slocum	Wolf
Coon	Hanford	Newton	Smith A E	Wood F C
Cotton	Hapeman	Nugent	Smith J E	Wood F X
Coutant	Hartman	O'Neill	Smith J T	Yale
Cowan	Hastings	Palmer	Smith R H	Young
Cox	Hooker	Parker		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2082) entitled "An act to amend the Insanity Law, relative to visits of certain institutions by commission and medical inspector" (Int. No. 1467), was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1909) entitled "An act to amend the State Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness and the inauguration of measures for its prevention" (Int. No. 1390), was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 873) entitled "An act to provide for the adoption of uniform text-books for use in the public schools in Jefferson county" (Int. No. 758), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 716) entitled "An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health" (Int. No. 633), was read the second time.

On motion of Mr. C. R. Matthews, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1988) entitled "An act amending chapter 29 of

the general laws, being the Public Health Law and acts amendatory thereto, relating to public water supplies" (Int. No. 1428), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1329) entitled "An act empowering the Armory Commission to convey to the city of Buffalo certain lands and premises in said city occupied as an armory by the Sixty-fifth Regiment of the National Guard, and releasing the interest of the State in said lands and premises to said city of Buffalo" (Int. No. 1083), having been announced for a second reading,

On motion of Mr. Brooks, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 2044) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' in relation to poll tax and the enforcement of the collection thereof" (Int. No. 1444), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2083) entitled "An act appointing a committee to examine into the operations of the probation system and to report to the Legislature through the Governor" (Int. No. 1468), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2130) entitled "An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome" (Int. No. 1484), was read the second time.

On motion of Mr. F. E. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 669) entitled "An act to amend the Code of Civil Procedure relative to trial of issues" (Int. No. 603), was read the second time.

On motion of Mr. Perham, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1204) entitled "An act for the relief of certain volunteer firemen of the village of Brighton, Monroe county, N. Y." (Rec. No. 378), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

The Senate bill (No. 279) entitled "An act to amend section 29 of chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors'" (Rec. No. 65), having been announced for a second reading,

On motion of Mr. Ogden, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 618) entitled "An act to amend the Railroad Law relative to grants to railroad corporations by the Commissioner of the Land Office to facilitate changes of grade" (Rec. No. 316), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 1146) entitled "An act to amend the Village Law, in relation to the borrowing of money for certain purposes" (Rec. No. 301), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 1027) entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester'" (Rec. No. 255), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 558) entitled "An act relating to the operations of the United States coast and geodetic survey in the State of New York" (Rec. No. 169), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 1156) entitled "An act to amend the Penal Code in relation to crimes against the public health and safety" (Rec. No. 344), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The Senate bill (No. 855) entitled "An act to amend the Railroad Law, in relation to the computation and payment of license fees and percentages of street surface railroad companies" (Rec. No. 242), having been announced for a second reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 782) entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation" (Rec. No. 333), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 1043) entitled "An act authorizing the city of New York to grant to the Harlem River and Port Chester Railroad Company, land in Pelham Bay park and the Bronx and Pelham parkway, for its corporate purposes" (Rec. No. 254), having been announced for a second reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 617) entitled "An act to amend the Railroad Law in relation to abandonment of parts of routes" (Rec. No. 315), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 247) entitled "An act to amend the

Forest, Fish and Game Law, in relation to the sale of trout" (Rec. No. 336), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

The Senate bill (No. 1140) entitled "An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands" (Rec. No. 380), having been announced for a second reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 567) entitled "An act to provide for the publication of the Forest, Fish and Game Law as amended" (Rec. No. 287), having been announced for a second reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 830) entitled "An act to amend the Forest, Fish and Game Law, relative to destruction of nets" (Rec. No. 291), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

The Senate bill (No. 576) entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws'" (Rec. No. 307), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading.

The bill (No. 2168) entitled "An act to provide for the erection of a new high school in the city of Syracuse" (Int. No. 1190), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Patton	Stanley
Allen F E	Cunningham	Hooper	Pendry	Steele
Allen J G	Dale	Hornidge	Perry	Stevens
Anderson	Dodd	Hurd	Phillips	Sullivan
Apgar	Donovan	Kavanaugh	Platt	Tenjost
Bass	Dowling	Knapp	Pratt	Thompson G F
Becker	Ellis	La Fetra	Prentice	Thompson J A
Bedell	Etzel	Leggett	Prince	Thonet
Beebe	Evans	Lewis	Quinn	Tompkins
Beihilf	Fish	Machacek	Reeve	Waddell
Bird	Fitzsimons	Maier	Reilly	Wade
Bisland	Foelker	Malloy	Rigby	Wagner
Brady	Foster	Mathews T F	Rogers	Wadsworth
Burnett	Francisco	Matthews C R	Rosenstein	Wainwright
Burns	Freidel	McKeown	Sammon	Wedemeyer
Burzynski	Fuller	McManus	Santee	West
Byrne	Gardner	Mead	Schoeneck	Wemple
Cadin	Gates	Miller	Scovill	Whitney F G
Cahn	Grady	Monroe	Shanahan	Whitney G H
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Murphy	Shuttleworth	Wilsnack
Caughlan	Gurnett	Newton	Slocum	Wilson
Charles E E	Hackett	Nugent	Smith A P	Wolf
Charles W B	Hammond	Ogden	Smith A E	Wood F C
Cooke	Hanford	O'Neill	Smith J E	Wood F X
Cotton	Hapeman	Palmer	Smith J T	Yale
Coutant	Hartman	Parker	Smith R H	Young
Cowan	Hastings			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2169) entitled "An act to amend the State Charities Law, by providing for the management of the New York State Training School for Boys, and the commitment thereto of boys under the age of sixteen years" (Int. No. 1173), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 353, Assembly reprint No. 2109) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation

to fees received by an officer of a city government" (Rec. No. 233), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	O'Neill	Smith A E
Allen F E	Coutant	Hapeman	Palmer	Smith J E
Allen J G	Cowan	Hartman	Parker	Smith J T
Anderson	Cox	Hastings	Patton	Standart
Apgar	Cunningham	Hooker	Pendry	Stanley
Bass	Dale	Hooper	Perry	Steele
Becker	Dodd	Hornidge	Phillips	Stevens
Bedell	Donovan	Hubbs	Plank	Sullivan
Beebe	Dowling	Kavanaugh	Platt	Thompson G F
Beihilf	Ellis	Knapp	Prentice	Thompson J A
Bird	Etzel	La Fetra	Prince	Thonet
Bisland	Everett	Leggett	Quinn	Tompkins
Brady	Fish	Lewis	Reeve	Waddell
Brooks	Fitzsimons	Machacek	Rigby	Wagner
Burnett	Foelker	Maier	Rogers	Wadsworth
Burns	Foster	Malloy	Rosenstein	Wainwright
Burzynski	Francisco	Mathews T F	Salomon	West
Byrne	Freidel	Matthews C R	Sammon	Wemple
Cadin	Fuller	McKeown	Schoeneck	Whitney G H
Cahn	Gardner	McManus	Scovill	Wiegand
Callahan	Gates	Mead	Shanahan	Wilsnack
Carrier	Grady	Merritt	Sheehy	Wilson
Caughlan	Grattan	Miller	Sherry	Wolf
Charles E E	Gray	Moreland	Shuttleworth	Wood F X
Charles W B	Gurnett	Murphy	Slocum	Yale
Cooke	Hackett	Newton	Smith A P	Young
Coon	Hammond	Nugent		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2124) entitled "An act to amend the Penal Code, in relation to obtaining by fraud or without authority signatures to applications or property for degrees, secrets or membership in secret fraternities" (Int. No. 1236), was read the third time, having been printed and upon the desks of the members

in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Patton	Smith J T
Allen F E	Dale	Hornidge	Pendry	Smith R H
Allen J G	Dodd	Hubbs	Perry	Standart
Anderson	Donovan	Hurd	Phillips	Stanley
Apgar	Ellis	Kavanaugh	Plank	Steele
Bass	Etzel	Knapp	Platt	Stevens
Becker	Evans	La Fetra	Prentice	Sullivan
Bedell	Fish	La Rue	Prince	Tenjost
Beebe	Fitzsimons	Leggett	Quinn	Thompson G F
Beihilf	Foelker	Machacek	Reeve	Thompson J A
Bisland	Foster	Maier	Reilly	Thonet
Brady	Francisco	Malloy	Rigby	Waddell
Brooks	Freidel	Mathews T F	Rogers	Wade
Burnett	Fuller	Matthews C R	Rosenstein	Wagner
Burns	Gardner	McKeown	Salomon	Wainwright
Byrne	Gates	McManus	Sammon	Wedemeyer
Cadin	Grady	Mead	Santee	West
Cahn	Grattan	Miller	Schoeneck	Wemple
Callahan	Gray	Monroe	Scovill	Whitney G H
Carrier	Gurnett	Moreland	Sheehy	Wiegand
Charles E E	Hackett	Murphy	Sheldon	Wilsnack
Charles W B	Hammond	Newton	Sherry	Wolf
Cooke	Hanford	Nugent	Shuttleworth	Wood F C
Cotton	Hapeman	Ogden	Slocum	Wood F X
Coutant	Hartman	O'Neill	Smith A P	Yale
Cox	Hastings	Parker	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 647, Assembly reprint No. 2110) entitled "An act to authorize and empower the board of assessors of the city of New York to estimate and allow the damages sustained by the owners of real property fronting upon the streets approaching the new bridge across Gowanus canal at Third street, in the borough of Brooklyn, city of New York" (Rec. No. 190), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said

bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1821) entitled "An act to release to Charles E. Coddington all the right, title and interest of the people of the State of New York, in and to certain real estate situate in the borough of Manhattan, city, county and State of New York" (Int. No. 1354), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Perry	Standart
Allen F E	Dodd	Hubbs	Plank	Stanley
Allen J G	Donovan	Hurd	Platt	Steele
Anderson	Dowling	Knapp	Pratt	Stevens
Apgar	Ellis	La Fetra	Prentice	Tenjost
Becker	Evans	La Rue	Quinn	Thompson G F
Bedell	Everett	Leggett	Reeve	Thompson J A
Beihilf	Fish	Lewis	Reilly	Thonet
Bird	Fitzsimons	Maier	Rigby	Tompkins
Bisland	Foelker	Malloy	Rogers	Waddell
Brooks	Foster	Mathews T F	Rosenstein	Wade
Burnett	Francisco	Matthews C R	Salomon	Wadsworth
Burns	Freidel	McKeown	Santee	Wainwright
Burzynski	Fuller	McManus	Schoeneck	Wedemeyer
Cadin	Gardner	Mead	Scovill	West
Cahn	Gates	Merritt	Shanahan	Wemple
Carrier	Grattan	Monroe	Sheehy	Whitney G H
Caughlan	Gray	Moreland	Sheldon	Wiegand
Charles E E	Gurnett	Murphy	Sherry	Wilsnack
Charles W B	Hackett	Nugent	Shuttleworth	Wilson
Cooke	Hammond	Ogden	Slocum	Wolf
Coon	Hanford	O'Neill	Smith A P	Wood F C
Cotton	Hartman	Palmer	Smith J E	Wood F X
Coutant	Hastings	Parker	Smith J T	Yale
Cowan	Hooker	Patton	Smith R H	Young
Cox	Hooper	Pendry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2118) entitled "An act to amend section 2615 of the Code of Civil Procedure relating to the probate of wills" (Int. No. 409), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2121) entitled "An act to provide for the selection, appropriation, maintenance and management by the Commissioners of the Palisades Interstate Park of certain mountain lands along the Hudson river in Rockland county as a public park" (Int. No. 852), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Palmer	Smith R H
Allen F E	Dale	Hooker	Parker	Stanley
Allen J G	Dodd	Hooper	Patton	Steele
Anderson	Donovan	Hornidge	Pendry	Stevens
Apgar	Dowling	Hubbs	Perry	Sullivan
Bass	Ellis	Hurd	Phillips	Tenjost
Becker	Etzel	Kavanaugh	Platt	Thompson G F
Bedell	Evans	Knapp	Pratt	Thompson J A
Beihilf	Everett	La Fetra	Prince	Thonet
Bird	Fish	La Rue	Quinn	Tompkins
Bisland	Fitzsimons	Leggett	Reeve	Waddell
Brady	Foelker	Lewis	Rigby	Wade
Brooks	Foster	Maier	Rogers	Wagner
Burns	Francisco	Malloy	Rosenstein	Wainwright
Burzynski	Fuller	Mathews T F	Sammon	Wedemeyer
Byrne	Gardner	Matthews C R	Santee	West
Cadin	Gates	McKeown	Schoeneck	Whitney F G
Callahan	Grady	McManus	Scovill	Whitney G H
Carrier	Grattan	Mead	Sheehy	Wiegand
Caughlan	Gray	Merritt	Sheldon	Wilsnack
Charles E E	Gurnett	Monroe	Sherry	Wilson
Charles W B	Hackett	Moreland	Shuttleworth	Wolf
Coon	Hammond	Murphy	Slocum	Wood F C
Cotton	Hanford	Newton	Smith A E	Wood F X
Coutant	Hapeman	Ogden	Smith J E	Yale
Cowan	Hartman	O'Neill	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2119) entitled "An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished" (Int. No. 491), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2126) entitled "An act to amend chapter 516 of the Laws of 1892, entitled 'An act to advance learning, the arts and sciences, and to promote the public welfare by providing for the conveyance, holding and protection of property, and the creation of trusts for the founding, endowing, erection and maintenance of public libraries, museums and other educational institutions within this State,'" (Int. No. 1316), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hammond	Nugent	Smith A E
Allen F E	Cotton	Hanford	Ogden	Smith J T
Allen J G	Coutant	Hapeman	O'Neill	Standart
Anderson	Cowan	Hartman	Palmer	Stanley
Apgar	Cox	Hastings	Parker	Stevens
Bass	Cunningham	Hooker	Patton	Sullivan
Becker	Dale	Hooper	Pendry	Thompson G F
Bedell	Dodd	Hornidge	Perry	Thompson J A
Beebe	Donovan	Hubbs	Phillips	Thonet
Beihilf	Ellis	Kavanaugh	Plank	Waddell
Bird	Etzel	Knapp	Platt	Wade
Bisland	Evans	La Rue	Prentice	Wadsworth
Brady	Fish	Leggett	Prince	Wainwright
Brooks	Fitzsimons	Lewis	Quinn	Wedemeyer
Burnett	Foelker	Maier	Reilly	Wemple
Burns	Foster	Malloy	Rigby	Whitney F G
Burzynski	Francisco	Mathews T F	Rosenstein	Whitney G H
Byrne	Freidel	Matthews C R	Salomon	Wiegand
Cadin	Fuller	McKeown	Santee	Wilsnack

Cahn	Gates	McManus	Scovill	Wilson
Callahan	Grady	Mead	Shanahan	Wolf
Carrier	Grattan	Merritt	Sheehy	Wood F C
Caughlan	Gray	Miller	Sherry	Wood F X
Charles E E	Gurnett	Moreland	Shuttleworth	Yale
Charles W B	Hackett	Murphy	Smith A P	Young
Cooke				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1022, Assembly reprint No. 2116) entitled "An act to amend the Code of Criminal Procedure, relative to the suspension of sentence and probation of officers" (Rec. No. 220), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 374, Assembly reprint No. 2114) entitled "An act to amend chapter 193 of the Laws of 1846, entitled 'An act to incorporate the University of Buffalo,' in relation to the office of curator" (Rec. No. 101), having been announced for a third reading,

On motion of Mr. Rogers, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 1118) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (Rec. No. 285), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Pendry	Smith J T
Allen F E	Dodd	Hubbs	Perry	Smith R H
Allen J G	Donovan	Hurd	Plank	Standart
Anderson	Ellis	Kavanaugh	Platt	Stanley

Apgar	Etzel	Knapp	Pratt	Steele
Becker	Evans	La Fetra	Prince	Sullivan
Beebe	Everett	La Rue	Quinn	Tenjost
Beihilf	Fish	Leggett	Reeve	Thompson G F
Bird	Fitzsimons	Lewis	Reilly	Thompson J A
Brady	Foster	Machacek	Rigby	Thonet
Brooks	Francisco	Maier	Rogers	Waddell
Burnett	Freidel	Malloy	Rosenstein	Wade
Burzynski	Fuller	Mathews T F	Salomon	Wagner
Byrne	Gardner	Matthews C R	Sammon	Wainwright
Cadin	Gates	McKeown	Santee	Wedemeyer
Callahan	Grattan	McManus	Schoeneck	West
Carrier	Gray	Merritt	Scovill	Whitney F G
Caughlan	Gurnett	Miller	Shanahan	Whitney G H
Charles E E	Hackett	Monroe	Sheehy	Wilsnack
Cooke	Hammond	Murphy	Sheldon	Wolf
Coon	Hanford	Newton	Sherry	Wood F C
Cotton	Hartman	Nugent	Slocum	Wood F X
Cowan	Hastings	Ogden	Smith A P	Yale
Cox	Hooker	O'Neill	Smith A E	Young
Cunningham	Hooper	Parker	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1086) entitled "An act to amend the Banking Law in relation to the amount which a bank or trust company may loan to any person, company, corporation or firm" (Rec. No. 339), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 1068) entitled "An act to amend the Labor Law relating to children working in streets and public places in cities of the first and second classes" (Rec. No. 289), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Patton	Smith R H
Allen F E	Cowan	Hastings	Pendry	Standart
Allen J G	Cox	Hooker	Perry	Stanley
Anderson	Cunningham	Hooper	Phillips	Steele
Apgar	Dale	Hubbs	Plank	Stevens
Bass	Dodd	Hurd	Platt	Sullivan
Becker	Donovan	Kavanaugh	Pratt	Tenjost
Bedell	Ellis	Knapp	Prentice	Thompson G F
Beebe	Etzel	La Rue	Prince	Thonet
Beihilf	Evans	Leggett	Reeve	Tompkins
Bird	Everett	Lewis	Reilly	Waddell
Bisland	Fish	Machacek	Rigby	Wade
Brady	Fitzsimons	Maier	Rogers	Wagner
Brooks	Foelker	Malloy	Rosenstein	Wadsworth
Burnett	Foster	Mathews T F	Sammon	Wainwright
Burns	Francisco	Matthews C R	Santee	Wedemeyer
Burzynski	Freidel	McKeown	Schoeneck	West
Byrne	Fuller	McManus	Scovill	Wemple
Cadin	Gardner	Merritt	Shanahan	Whitney G H
Cahn	Gates	Miller	Sheldon	Wiegand
Callahan	Grady	Monroe	Sherry	Wilsnack
Carrier	Grattan	Murphy	Shuttleworth	Wilson
Caughlan	Gray	Newton	Slocum	Wolf
Charles E E	Gurnett	Nugent	Smith A P	Wood F C
Charles W B	Hackett	Ogden	Smith A E	Wood F X
Cooke	Hammond	O'Neill	Smith J E	Yale
Coon	Hanford	Palmer	Smith J T	Young
Cotton	Hapeman	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1046) entitled "An act to authorize the supervisor or supervisors of certain towns in the county of Westchester, to invest moneys received by the said towns from the city of New York, in payment of damages for highways or bridges taken by said city, in connection with the acquisition of certain lands for its water supply" (Rec. No. 304), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Smith R H
Allen F E	Cox	Hooper	Perry	Standart
Allen J G	Cunningham	Hubbs	Phillips	Stanley
Anderson	Dale	Hurd	Plank	Steele
Apgar	Dodd	Kavanaugh	Platt	Stevens
Bass	Donovan	Knapp	Pratt	Sullivan
Becker	Dowling	La Fetra	Prentice	Tenjost
Bedell	Ellis	La Rue	Prince	Thompson G F
Beebe	Etzel	Lewis	Quinn	Thompson J A
Beihilf	Evans	Machacek	Reeve	Thonet
Bird	Everett	Maier	Reilly	Tompkins
Bisland	Fish	Malloy	Rigby	Waddell
Brady	Fitzsimons	Mathews T F	Rogers	Wade
Brooks	Foelker	Matthews C R	Rosenstein	Wagner
Burnett	Foster	McKeown	Salomon	Wadsworth
Burns	Francisco	McManus	Sammon	Wainwright
Burzynski	Freidel	Mead	Santee	Wedemeyer
Byrne	Fuller	Miller	Scovill	Wemple
Cadin	Gardner	Monroe	Shanahan	Whitney F G
Cahn	Gates	Moreland	Sheehy	Whitney G H
Callahan	Grattan	Murphy	Sheldon	Wiegand
Carrier	Gray	Newton	Sherry	Wilsnack
Caughlan	Gurnett	Nugent	Shuttleworth	Wilson
Charles E E	Hackett	Ogden	Slocum	Wolf
Charles W B	Hammond	O'Neill	Smith A P	Wood F C
Cooke	Hanford	Palmer	Smith A E	Wood F X
Coon	Hapeman	Parker	Smith J E	Yale
Cotton	Hartman	Patton	Smith J T	Young
Coutant	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 203) entitled "An act to amend chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York,' relative to salaries" (Rec. No. 350), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 713) entitled "An act to amend the Labor Law relative to the evidence of age of minor employees in factories, mercantile and other establishments" (Rec. No. 318), having been announced for a third reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 1216) entitled "An act to amend the Labor Law, relative to the issuance of employment certificates for employees in factories and mercantile establishments" (Rec. No. 353), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hurd	Phillips	Standart
Allen F E	Dale	Kavanaugh	Plank	Stanley
Allen J G	Dodd	Knapp	Platt	Steele
Anderson	Donovan	La Fetra	Pratt	Stevens
Apgar	Dowling	La Rue	Prentice	Sullivan
Becker	Etzel	Leggett	Prince	Tenjost
Bedell	Evans	Lewis	Quinn	Thompson G
Beebe	Everett	Machacek	Reeve	Thompson J A
Beihilf	Fish	Maier	Reilly	Tompkins
Bird	Foelker	Malloy	Rigby	Waddell
Brady	Foster	Mathews T F	Rogers	Wade
Brooks	Francisco	Matthews C R	Rosenstein	Wagner
Burnett	Freidel	McKeown	Salomon	Wadsworth
Burns	Fuller	McManus	Santee	Wainwright
Burzynski	Gates	Mead	Schoeneck	Wedemeyer
Cadin	Grattan	Monroe	Scovill	West
Callahan	Gray	Moreland	Shanahan	Wemple
Carrier	Gurnett	Murphy	Sheehy	Whitney F C
Caughlan	Hackett	Newton	Sheldon	Whitney G H
Charles E E	Hammond	Nugent	Sherry	Wiegand
Charles W B	Hanford	Ogden	Slocum	Wilson
Cooke	Hapeman	O'Neill	Smith A P	Wolf
Coon	Hartman	Palmer	Smith A E	Wood F C
Cotton	Hooker	Parker	Smith J E	Wood F X
Coutant	Hooper	Patton	Smith J T	Yale
Cowan	Hornidge	Pendry	Smith R H	Young
Cox	Hubbs	Perry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 880) entitled "An act to amend the Navigation Law, relative to fees for inspections and licenses" (Rec. No. 269), having been announced for a third reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 876) entitled "An act for the relief of the Young Men's Christian Association of Mount Vernon, N. Y., a religious, charitable and benevolent corporation" (Rec. No. 347), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Palmer	Standart
Allen F E	Cox	Hastings	Parker	Stanley
Allen J G	Cunningham	Hooker	Patton	Steele
Anderson	Dale	Hooper	Pendry	Stevens
Apgar	Dodd	Hornidge	Perry	Sullivan
Bass	Donovan	Hubbs	Phillips	Tenjost
Becker	Dowling	Hurd	Plank	Thompson G F
Bedell	Ellis	Kavanaugh	Platt	Thompson J A
Beebe	Etzel	Knapp	Pratt	Thonet
Beihilf	Evans	La Fetra	Prince	Tompkins
Bird	Everett	La Rue	Quinn	Waddell
Bisland	Fish	Leggett	Reeve	Wade
Brady	Fitzsimons	Lewis	Reilly	Wagner
Brooks	Foelker	Machacek	Rogers	Wadsworth
Burnett	Foster	Maier	Salomon	Wainwright
Burns	Francisco	Malloy	Sammon	West
Burzynski	Freidel	Mathews T F	Schoeneck	Wemple
Byrne	Fuller	Matthews C R	Scovill	Whitney F G
Cadin	Gardner	McKeown	Shanahan	Whitney G H
Cahn	Gates	McManus	Sheldon	Wiegand
Callahan	Grady	Merritt	Sherry	Wilsnack
Carrier	Grattan	Miller	Slocum	Wilson
Caughlan	Gray	Monroe	Smith A P	Wolf
Charles E E	Gurnett	Murphy	Smith A E	Wood F C
Charles W B	Hackett	Newton	Smith J E	Wood F X
Cooke	Hammond	Nugent	Smith J T	Yale
Cotton	Hanford	Ogden	Smith R H	Young
Coutant	Hapeman	O'Neill		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1184) entitled "An act to amend the Greater New York charter, relative to employees of ferries" (Rec. No. 300), having been announced for a third reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 1183) entitled "An act to authorize the board of assessors of the city of New York to determine and allow the damage sustained by owners of real property in the borough of Manhattan, city of New York, by reason of the construction of the viaduct in Riverside avenue over West Ninety-sixth street" (Rec. No. 332), having been announced for a third reading,

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 1089) entitled "An act to authorize the board of estimate and apportionment of the city of New York to release the interest of the city of New York in and to certain lands in the borough of Brooklyn in said city" (Rec. No. 263), having been announced for a third reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 701) entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes" (Rec. No. 206), having been announced for a third reading,

On motion of Mr. Cahn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 1169) entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property" (Rec. No. 337), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 67) entitled "An act in relation to the equalization of the salaries of attendants of the Supreme Court in the First Judicial District and the Appellate Division thereof in the First Department, and the court of general sessions of the peace in and for the county of New York" (Rec. No. 331), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 1

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	Ogden	Smith A E
Allen F E	Coutant	Hartman	O'Neill	Smith J E
Allen J G	Cowan	Hastings	Palmer	Smith R H
Anderson	Cox	Hooker	Parker	Standart
Apgar	Dale	Hooper	Patton	Stanley
Bass	Dodd	Hornidge	Pendry	Steele
Becker	Donovan	Hubbs	Perry	Stevens
Bedell	Dowling	Hurd	Phillips	Tenjost
Beebe	Ellis	Kavanaugh	Platt	Thompson G F
Bird	Etzel	Knapp	Pratt	Thompson J A
Bisland	Evans	La Fetra	Prentice	Thonet
Brady	Everett	Leggett	Prince	Waddell
Brooks	Fish	Lewis	Reeve	Wagner
Burnett	Fitzsimons	Machacek	Reilly	Wadsworth
Burns	Foster	Maier	Rigby	Wainwright
Burzynski	Francisco	Malloy	Rogers	Wedemeyer
Byrne	Freidel	Mathews T F	Salomon	West
Cadin	Fuller	Matthews C R	Sammon	Wemple
Cahn	Gardner	McKeown	Santee	Whitney G H
Callahan	Gates	McManus	Schoeneck	Wiegand
Carrier	Grady	Mead	Scovill	Wilsnack
Caughlan	Grattan	Miller	Sheehy	Wilson

Charles E E	Gray	Monroe	Sheldon	Wood F C
Charles W B	Gurnett	Moreland	Sherry	Wood F X
Cooke	Hackett	Murphy	Slocum	Yale
Coon	Hanford	Newton	Smith A P	Young

In the negative:

Tompkins

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 817) entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York, having a population of more than 200,000 and less than 300,000,' as amended by chapter 565 of the Laws of 1900, chapter 377 of the Laws of 1901, and chapter 408 of the Laws of 1902, relative to lists and qualifications of jurors and compensation" (Rec. No. 272), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hastings	Palmer	Smith R H
Allen F E	Dale	Hooker	Parker	Standart
Allen J G	Dodd	Hooper	Patton	Stanley
Anderson	Donovan	Hornidge	Pendry	Steele
Apgar	Dowling	Hubbs	Perry	Sullivan
Bass	Ellis	Hurd	Plank	Tenjost
Becker	Etzel	Kavanaugh	Platt	Thompson G F
Bedell	Evans	Knapp	Pratt	Thompson J A
Beihilf	Everett	La Fetra	Prentice	Thonet
Bird	Fish	La Rue	Quinn	Tompkins
Bisland	Fitzsimons	Leggett	Reeve	Wade
Brady	Foelker	Lewis	Reilly	Wagner
Burnett	Foster	Machacek	Rogers	Wadsworth
Burns	Francisco	Maier	Rosenstein	Wainwright
Burzynski	Freidel	Malloy	Salomon	West
Byrne	Fuller	Mathews T F	Santee	Wemple
Cadin	Gardner	Matthews C R	Schoeneck	Whitney F G

Cahn	Gates	McKeown	Scovill	Whitney G H
Carrier	Grady	McManus	Shanahan	Wiegand
Caughlan	Grattan	Merritt	Sheehy	Wilsnack
Charles E E	Gray	Miller	Sherry	Wilson
Charles W B	Gurnett	Moreland	Shuttleworth	Wolf
Cooke	Hackett	Murphy	Slocum	Wood F C
Coon	Hammond	Newton	Smith A P	Wood F X
Cotton	Hanford	Nugent	Smith J E	Yale
Coutant	Hapeman	O'Neill	Smith J T	Young
Cox	Hartman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1324) entitled "An act to amend chapter 795 of the Laws of 1896, entitled 'An act in relation to the State dams on the Beaver and Moose rivers,' in relation to the commissioners appointed thereby" (Rec. No. 397), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hurd	Phillips	Stanley
Allen F E	Dale	Knapp	Plank	Steele
Allen J G	Donovan	La Fetra	Pratt	Stevens
Anderson	Dowling	La Rue	Prentice	Sullivan
Bass	Etzel	Leggett	Prince	Tenjost
Becker	Evans	Lewis	Quinn	Thompson G F
Beebe	Everett	Maier	Reeve	Thompson J A
Beihilf	Fish	Malloy	Reilly	Thonet
Bird	Fitzsimons	Mathews T F	Rigby	Tompkins
Brady	Foster	Matthews C R	Rogers	Waddell
Brooks	Francisco	McKeown	Rosenstein	Wade
Burnett	Freidel	McManus	Salomon	Wagner
Burns	Fuller	Mead	Sammon	Wadsworth
Burzynski	Gardner	Merritt	Santee	Wainwright
Byrne	Gates	Miller	Schoeneck	Wedemeyer
Cadin	Grady	Monroe	Scovill	West
Cahn	Grattan	Moreland	Shanahan	Whitney F G
Callahan	Gray	Murphy	Sheehy	Whitney G H
Carrier	Gurnett	Newton	Sherry	Wiegand
Caughlan	Hackett	Nugent	Shuttleworth	Wilsnack

Charles W B	Hammond	Ogden	Slocum	Wilson
Cooke	Hapeman	O'Neill	Smith A P	Wolf
Coon	Hartman	Palmer	Smith J E	Wood F C
Cotton	Hooker	Parker	Smith J T	Wood F X
Coutant	Hooper	Patton	Smith R H	Yale
Cowan	Hornidge	Pendry	Standart	Young
Cox	Hubbs	Perry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1542, Senate reprint No. 1314) entitled "An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse" (Int. No. 1225), with a message that they have concurred in the passage of the same with the following amendment:

Amend the title to read as follows:

"An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse."

Mr. Hammond moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Standart
Allen F E	Cunningham	Hornidge	Perry	Stanley
Allen J G	Dale	Hubbs	Phillips	Steele
Anderson	Dodd	Hurd	Plank	Stevens
Apgar	Donovan	Kavanaugh	Platt	Sullivan
Bass	Dowling	Knapp	Pratt	Tenjost
Becker	Ellis	La Fetra	Prentice	Thompson G F
Bedell	Etzel	Leggett	Prince	Thompson J A
Beebe	Evans	Lewis	Quinn	Thonet
Beihilf	Everett	Machacek	Reeve	Tompkins
Bird	Fish	Maier	Reilly	Waddell
Bisland	Fitzsimons	Malloy	Rigby	Wade
Brady	Foelker	Mathews T F	Rogers	Wagner

Brooks	Foster	Matthews C R	Rosenstein	Wadsworth
Burnett	Francisco	McKeown	Salomon	Wainwright
Burzynski	Freidel	McManus	Sammon	Wedemeyer
Byrne	Fuller	Merritt	Santee	West
Cadin	Gardner	Miller	Schoeneck	Wemple
Cahn	Gates	Monroe	Scovill	Whitney F G
Callahan	Grady	Moreland	Sheehy	Whitney G H
Carrier	Grattan	Murphy	Sheldon	Wiegand
Caughlan	Gray	Newton	Sherry	Wilsnack
Charles E E	Gurnett	Nugent	Slocum	Wilson
Charles W B	Hackett	Ogden	Smith A P	Wolf
Cooke	Hammond	O'Neill	Smith A E	Wood F C
Coon	Hanford	Palmer	Smith J E	Wood F X
Cotton	Hartman	Parker	Smith J T	Yale
Coutant	Hooker	Patton	Smith R H	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1229, Senate reprint No. 1325) entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of the Big Sandy pond in Oswego county" (Int. No. 1019), with a message that they have concurred in the passage of the same with the following amendment:

Page 2, line 11, after the comma insert the words "and in the waters of Cross lake in the county of Cayuga."

Mr. F. G. Whitney moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Knapp	Plank	Stanley
Allen F E	Donovan	La Fetra	Platt	Steele
Allen J G	Dowling	La Rue	Pratt	Stevens
Anderson	Ellis	Leggett	Prentice	Sullivan

Apgar	Evans	Lewis	Prince	Tenjost
Bass	Everett	Maier	Quinn	Thompson G F
Bedell	Fish	Malloy	Reeve	Thompson J A
Beebe	Foelker	Mathews T F	Reilly	Thonet
Beihilf	Foster	Matthews C R	Rigby	Tompkins
Bird	Francisco	McKeown	Rogers	Waddell
Bisland	Freidel	McManus	Rosenstein	Wade
Brady	Gardner	Mead	Salomon	Wagner
Brooks	Gates	Merritt	Santee	Wadsworth
Burnett	Grady	Miller	Schoeneck	Wainwright
Burns	Grattan	Monroe	Scovill	Wedemeyer
Burzynski	Gray	Moreland	Shanahan	West
Cadin	Gurnett	Murphy	Sheehy	Wemple
Cahn	Hackett	Newton	Sheldon	Whitney F G
Callahan	Hammond	Nugent	Sherry	Whitney G H
Carrier	Hanford	Ogden	Shuttleworth	Wiegand
Caughlan	Hapeman	O'Neill	Slocum	Wilsnack
Charles W B	Hartman	Palmer	Smith A P	Wilson
Cooke	Hastings	Parker	Smith A E	Wolf
Coon	Hooker	Patton	Smith J E	Wood F C
Coutant	Hooper	Pendry	Smith J T	Wood F X
Cowan	Hubbs	Perry	Smith R H	Yale
Cox	Hurd	Phillips	Standart	Young
Dale	Kavanaugh			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 447, Senate reprint No. 761) entitled "An act to amend the Town Law, in relation to fees of supervisors" (Int. No. 242), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 8, strike out all after the comma.

Same page, line 9, strike out the words "of Orange."

Page 2, line 12, after the word "thereof" insert the words "and any acts amendatory thereof and supplemental thereto."

Mr. Wade moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Patton	Smith R H
Allen F E	Cunningham	Hooper	Pendry	Standart
Allen J G	Dale	Hornidge	Perry	Stanley
Anderson	Dodd	Hubbs	Phillips	Steele
Apgar	Donovan	Hurd	Platt	Stevens
Bass	Dowling	Kavanaugh	Pratt	Sullivan
Becker	Ellis	Knapp	Prentice	Tenjost
Bedell	Etzel	La Fetra	Prince	Thompson J A
Beebe	Evans	La Rue	Quinn	Thonet
Beihilf	Everett	Leggett	Reeve	Tompkins
Bird	Fish	Lewis	Reilly	Waddell
Bisland	Fitzsimons	Machacek	Rigby	Wade
Brady	Foelker	Maier	Rogers	Wagner
Brooks	Foster	Malloy	Rosenstein	Wadsworth
Burnett	Francisco	Mathews T F	Salomon	Wainwright
Burns	Freidel	Matthews C R	Sammon	Wedemeyer
Burzynski	Fuller	McKeown	Santee	West
Byrne	Gardner	McManus	Schoeneck	Wemple
Cadin	Gates	Mead	Shanahan	Whitney F G
Cahn	Grady	Merritt	Sheehy	Whitney G H
Callahan	Gray	Monroe	Sheldon	Wiegand
Carrier	Gurnett	Moreland	Sherry	Wilsnack
Charles E E	Hackett	Murphy	Shuttleworth	Wilson
Charles W B	Hammond	Nugent	Slocum	Wood F C
Cooke	Hanford	Ogden	Smith A P	Wood F X
Coon	Hapeman	O'Neill	Smith A E	Yale
Cotton	Hartman	Palmer	Smith J E	Young
Cowan	Hastings	Parker	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1562, Senate reprint No. 1315) entitled "An act to supplement the provisions of law relating to the department of finance of the city of Syracuse" (Int. No. 1226), with a message that they have concurred in the passage of the same with the following amendment:

Amend the title to read as follows:

"An act to supplement the provisions of law relating to the department of finance of the city of Syracuse."

Mr. Hammond moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined

in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Perry	Standart
Allen F E	Dale	Hubbs	Phillips	Stanley
Allen J G	Dodd	Hurd	Plank	Steele
Anderson	Donovan	Kavanaugh	Platt	Stevens
Apgar	Dowling	La Fetra	Pratt	Sullivan
Bass	Ellis	La Rue	Prentice	Tenjost
Becker	Etzel	Leggett	Prince	Thompson G F
Bedell	Evans	Lewis	Quinn	Thompson J A
Beebe	Fish	Machacek	Reilly	Thonet
Beihilf	Fitzsimons	Maier	Rigby	Tompkins
Bird	Foelker	Malloy	Rogers	Waddell
Bisland	Foster	Mathews T F	Rosenstein	Wade
Brady	Francisco	Matthews C R	Salomon	Wagner
Brooks	Freidel	McKeown	Sammon	Wadsworth
Burns	Gardner	McManus	Santee	Wainwright
Burzynski	Gates	Mead	Schoeneck	Wedemeyer
Byrne	Grady	Merritt	Scovill	Wemple
Cadin	Grattan	Miller	Shanahan	Whitney F G
Cahn	Gray	Monroe	Sheehy	Whitney G H
Callahan	Gurnett	Murphy	Sheldon	Wiegand
Carrier	Hackett	Newton	Sherry	Wilsnack
Caughlan	Hammond	Nugent	Shuttleworth	Wilson
Charles E E	Hanford	Ogden	Slocum	Wolf
Charles W B	Hapeman	O'Neill	Smith A P	Wood F C
Cooke	Hartman	Palmer	Smith A E	Wood F X
Cotton	Hastings	Parker	Smith J E	Yale
Coutant	Hooker	Patton	Smith J T	Young
Cowan	Hooper	Pendry	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1541, Senate reprint No. 1313) entitled "An act to supplement the provisions of law relating to the department of public works of the city of Syracuse" (Int. No. 1224), with a message that they have concurred in the passage of the same with the following amendment:

Amend the title to read as follows:
"An act to supplement the provisions of law relating to the department of public works of the city of Syracuse."

Mr. Hammond moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur

in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Patton	Smith R H
Allen F E	Cunningham	Hooker	Pendry	Standart
Allen J G	Dale	Hooper	Perry	Stanley
Anderson	Dodd	Hubbs	Phillips	Steele
Apgar	Donovan	Hurd	Plank	Stevens
Bass	Dowling	Kavanaugh	Platt	Sullivan
Becker	Ellis	Knapp	Pratt	Tenjost
Bedell	Etzel	La Rue	Prentice	Thompson G F
Beebe	Evans	Leggett	Prince	Thompson J A
Beihilf	Everett	Lewis	Quinn	Thonet
Bird	Fish	Machacek	Reilly	Tompkins
Bisland	Fitzsimons	Maier	Rigby	Waddell
Brady	Foelker	Malloy	Rogers	Wade
Brooks	Foster	Mathews T F	Rosenstein	Wagner
Burnett	Francisco	Matthews C R	Salomon	Wadsworth
Burns	Freidel	McKeown	Sammon	Wainwright
Burzynski	Fuller	McManus	Santee	Wedemeyer
Byrne	Gardner	Mead	Scovill	West
Cadin	Gates	Merritt	Shanahan	Wemple
Cahn	Grady	Miller	Sheehy	Whitney F G
Callahan	Grattan	Moreland	Sheldon	Whitney G H
Carrier	Gray	Murphy	Sherry	Wiegand
Caughlan	Gurnett	Newton	Shuttleworth	Wilsnack
Charles E E	Hackett	Nugent	Slocum	Wilson
Charles W B	Hammond	Ogden	Smith A P	Wolf
Coon	Hanford	O'Neill	Smith A E	Wood F X
Cotton	Hapeman	Palmer	Smith J E	Yale
Coutant	Hartman	Parker	Smith J T	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 2125, Senate reprint No. 1211) entitled "An act regulating the sanitary condition of bathing establishments, and amending section 212 of chapter 25 of the General Public Health Laws, as amended by the Laws of 1893; being renumbered by the Laws of 1900, chapter 667; number of section being originally 202" (Int. No. 212), with a mes-

sage that they have concurred in the passage of the same with the following amendments:

Page 5, line 1, strike out the comma and insert a period, and strike out rest of line, also all of lines 2 and 3 and the words "violation occurs," in line 4.

Mr. Pendry moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	O'Neill	Smith A P
Allen F E	Cox	Hooker	Palmer	Smith A E
Allen J G	Cunningham	Hooper	Parker	Smith J E
Apgar	Dale	Hornidge	Patton	Smith J T
Bass	Dodd	Hurd	Pendry	Standart
Becker	Donovan	Kavanaugh	Perry	Stanley
Bedell	Dowling	Knapp	Phillips	Steele
Beebe	Ellis	La Fetra	Plank	Stevens
Beihilf	Etzel	La Rue	Pratt	Tenjost
Bird	Evans	Leggett	Prentice	Thompson G F
Bisland	Everett	Lewis	Prince	Thonet
Brady	Fish	Machacek	Quinn	Tompkins
Brooks	Fitzsimons	Maier	Reeve	Waddell
Burnett	Foelker	Malloy	Reilly	Wagner
Burns	Foster	Mathews T F	Rogers	Wadsworth
Burzynski	Francisco	Matthews C R	Rosenstein	Wainwright
Byrne	Fuller	McKeown	Salomon	Wedemeyer
Cadin	Gardner	McManus	Sammon	West
Cahn	Gates	Mead	Santee	Whitney F G
Callahan	Grady	Merritt	Schoeneck	Whitney G H
Carrier	Grattan	Miller	Scovill	Wilsnack
Caughlan	Gray	Monroe	Shanahan	Wilson
Charles E E	Gurnett	Moreland	Sheehy	Wolf
Charles W B	Hackett	Murphy	Sheldon	Wood F C
Cooke	Hammond	Newton	Sherry	Wood F X
Coon	Hanford	Nugent	Shuttleworth	Yale
Cotton	Hapeman	Ogden	Slocum	Young
Coutant	Hartman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1513, Senate reprint No. 131) entitled "An act to supplement the provisions of law relating to the police pension fund and firemen's fund of the city of Syracuse" (Int. No. 1196), with a message that they have concurred in the passage of the same with the following amendments:

Page 3, strike out all from and including the comma in line 14, to the period in line 16.

Page 4, line 17, after the comma insert the words "or is an honorably discharged veteran of the civil war."

Page 7, line 20, strike out the word "fireman's" and insert the word "firemen's."

Same page, line 24, strike out the word "fireman's" and insert the word "firemen's."

Same page, line 26, strike out the words "two percentum."

Same page, line 27, at end of line, strike out the period and insert a comma and the words "except the amount thereof payable to the firemen's association of the state of New York."

Page 8, line 19, strike out the period and insert a comma and the words "and the commissioner of public safety shall have exclusive authority to sell the same."

Page 9, line 1, strike out the word "fireman's" and insert the word "firemen's."

Same page, line 14, after the word "Syracuse" insert the words "for the purpose of receiving and collecting the tax on foreign insurance companies or agents."

Page 10, line 4, after the comma following the word "authority" insert the words "in its discretion," also after the word "vote" insert the words "of the members thereof."

Same page, line 13, after the word "department" insert the words "or is an honorably discharged veteran of the civil war."

Page 11, lines 6 and 7, strike out the word "fireman's" and insert the word "firemen's."

Page 14, line 12, and page 15, line 14, strike out the word "fireman's" and insert the word "firemen's."

Page 15, line 18, strike out the words "two percentum."

Same page, line 19, after the word "insurance" insert the words "companies, or agents thereof."

Page 16, line 9, strike out the word "thereof" preceding the period and insert the words "in relation thereto."

Amend the title to read as follows:

"An act to supplement the provisions of law relating to the police pension fund and firemen's pension fund of the city of Syracuse."

Mr. Hammond moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Nugent	Smith A E
Allen F E	Cowan	Hastings	Ogden	Smith J E
Allen J G	Cunningham	Hooker	O'Neill	Smith J T
Anderson	Dale	Hooper	Palmer	Standart
Apgar	Dodd	Hornidge	Parker	Stanley
Bass	Donovan	Hubbs	Patton	Steele
Becker	Dowling	Hurd	Pendry	Stevens
Bedell	Etzel	Kavanaugh	Perry	Sullivan
Beebe	Evans	Knapp	Phillips	Thompson G F
Beihilf	Everett	La Fetra	Plank	Thompson J A
Bird	Fish	La Rue	Platt	Thonet
Bisland	Fitzsimons	Leggett	Pratt	Waddell
Brady	Foelker	Lewis	Prentice	Wade
Brooks	Foster	Machacek	Prince	Wadsworth
Burns	Francisco	Maier	Reeve	Wainwright
Burzynski	Freidel	Malloy	Reilly	Wedemeyer
Byrne	Fuller	Mathews T F	Rogers	West
Cadin	Gardner	Matthews C R	Rosenstein	Wemple
Cahn	Gates	McKeown	Salomon	Whitney G H
Callahan	Grady	McManus	Santee	Wiegand
Carrier	Grattan	Mead	Schoeneck	Wilsnack
Caughlan	Gray	Merritt	Scovill	Wilson
Charles E E	Gurnett	Miller	Shanahan	Wolf
Charles W B	Hackett	Monroe	Sheehy	Wood F C
Cooke	Hammond	Moreland	Sheldon	Wood F X
Coon	Hanford	Murphy	Shuttleworth	Yale
Cotton	Hapeman	Newton	Slocum	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1543, Senate reprint No. 1316) entitled "An act to supplement the provisions of law relat-

ing to the department of public safety of the city of Syracuse" (Int. No. 1228), with a message that they have concurred in the passage of the same with the following amendment:

Amend the title to read as follows:

"An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse."

Mr. Hammond moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Smith R H
Allen F E	Cox	Hornidge	Perry	Standart
Allen J G	Cunningham	Hubbs	Phillips	Stanley
Anderson	Dale	Hurd	Plank	Steele
Apgar	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Fetra	Prentice	Tenjost
Bedell	Etzel	La Rue	Prince	Thompson G F
Beebe	Evans	Leggett	Quinn	Thompson J A
Beihilf	Everett	Lewis	Reeve	Thonet
Bird	Fitzsimons	Machacek	Reilly	Waddell
Bisland	Foelker	Maier	Rigby	Wade
Brady	Foster	Malloy	Rogers	Wagner
Brooks	Francisco	Mathews T F	Rosenstein	Wadsworth
Burnett	Freidel	Matthews C R	Sammon	Wainwright
Burns	Fuller	McKeown	Santee	Wedemeyer
Burzynski	Gardner	McManus	Schoeneck	Wemple
Byrne	Gates	Merritt	Scovill	Whitney F G
Cadin	Grady	Miller	Shanahan	Whitney G H
Callahan	Grattan	Monroe	Sheehy	Wiegand
Carrier	Gray	Moreland	Sheldon	Wilsnack
Caughlan	Gurnett	Murphy	Shuttleworth	Wilson
Charles E E	Hackett	Newton	Slocum	Wolf
Charles W B	Hammond	Ogden	Smith A P	Wood F C
Cooke	Hapeman	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith J T	Young
Coutant	Hooker	Patton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

A communication was received from Hon. George L. Scheifele, mayor of the city of Oneida, returning Assembly bill No. 1241, entitled "An act to amend chapter 225 of the Laws of 1901, entitled 'An act to incorporate the city of Oneida,' in relation to special elections" (Int. No. 506), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. James G. Cutler, mayor of the city of Rochester, returning Assembly bill No. 1118, entitled "An act to assess on the property benefited the cost and expense of constructing a bridge over the railroad tracks on Bronson avenue in the city of Rochester" (Int. No. 561), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. West, and by unanimous consent, the fact that Mr. West was unavoidably absent from the session of April —th and would, if present, have voted against Senate bill No. 163 (Rec. No. 106), was ordered entered upon the journal.

Mr. Caughlan gave notice that on Monday, April 24, 1905, he would call up Assembly bill No. 411, entitled "An act authorizing the comptroller of the city of New York to examine the claim of George Blair, veteran of the Civil War" (Int. No. 377), the same having been laid aside on the order of third reading.

On motion of Mr. Rogers, the House adjourned.

MONDAY, APRIL 24, 1905.

The House met pursuant to adjournment.

Prayer by Rev. John T. Driscoll, Fonda, N. Y.

On motion of Mr. Rogers, the reading of the journal of Friday, April 21, was dispensed with and the same was approved.

Mr. Plank introduced a bill entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways' relative to obstructions" (Int. No. 1556), which was read the first time and referred to the committee on internal affairs.

Mr. Hartman introduced a bill entitled "An act requiring persons and corporations owning or exercising public franchises in all cities of more than 1,000,000 inhabitants, to file with the secretary of State a statement or abstract of title to such franchises" (Int. No. 1557), which was read the first time and referred to the committee on affairs of cities.

Mr. Rigby introduced a bill entitled "An act to amend chapter 568 of the Laws of 1890, known as the Highway Law, in relation to limitation upon laying out highways" (Int. No. 1558), which was read the first time and referred to the committee on internal affairs.

Mr. F. C. Wood introduced a bill entitled "An act to make the office of supervisor in the county of Fulton a salaried office" (Int. No. 1559), which was read the first time and referred to the committee on internal affairs.

Mr. Burzynski introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of completing the widening, deepening, dredging, removing obstructions and otherwise improving Buffalo river from the Evans slip to the south line of lot 65, Indian reservation, or so much of said river as the common council may hereafter determine" (Int. No. 1560), which was read the first time and referred to the committee on affairs of cities.

Also a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of widening, deepening, dredging,

removing obstructions and otherwise improving Buffalo river from the south line of lot No. 65, Indian reservation, to the south line of lot No. 11 of the Ogden gore, or so much of said river included within said boundaries as the common council may hereafter determine" (Int. No. 1561), which was read the first time and referred to the committee on affairs of cities.

Mr. Freidel introduced a bill entitled "An act to amend the Penal Code, in relation to unlawful exclusion of persons from theaters or places of amusement" (Int. No. 1562), which was read the first time and referred to the committee on codes.

Mr. Gates introduced a bill entitled "An act to confirm and legalize certain taxes and assessments in the city of Utica" (Int. No. 1563), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to the government of the city of Utica and abolishing the organization of the town of Utica" (Int. No. 1564), which was read the first time and referred to the committee on affairs of cities.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to vacate and abandon a portion of Second street in the village of Oneida Castle, as a street, and providing that the land lying contiguous to such abandoned portion on the south shall be bounded northerly by a line one rod northerly of the present southerly line of said street and releasing strip one rod in width to Charles Hitchcock and the remainder of said street to the village of Oneida Castle." (No. 2199, Int. No. 1398.)

"An act to amend chapter 206 of the Laws of 1902, entitled 'An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and reinterment of the remains of deceased soldiers and to provide for the annual

care of soldiers' plots in cemeteries,' providing for the payment of certain expenses by the county." (No. 2197, Int. No. 334.)

"An act to amend chapter 568 of the Laws of 1895, entitled 'An act to incorporate the city of Johnstown, relative to streets.'" (No. 2200, Int. No. 1458.)

"An act to amend the Lien Law, relative to the lien of keepers of automobile garages." (No. 2198, Int. No. 834.)

"An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor." (No. 2202, Int. No. 1381.)

"An act to amend chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville,' relative to assessment rolls." (No. 2201, Int. No. 1397.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the application of said act to the city of Yonkers." (No. 2162, Int. No. 1500.)

"An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof.'" (No. 1911, Int. No. 1400.)

"An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over Prospect avenue at Seeley street, borough of Brooklyn, in the city of New York." (No. 2194, Int. No. 940.)

"An act to provide for clearing out the obstructions from the outlet of Parker's pond in the town of Cato, county of Cayuga, and for paying the cost thereof." (No. 2195, Int. No. 510.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker & Co. against the State for damages alleged to have been sustained by it, and to render judgment therefor." (No. 969, Int. No. 827.)

"An act to amend the Banking Law, relative to loans upon the second or divided mortgage plan." (No. 2196, Int. No. 479.)

"An act to amend the Membership Corporations Law, relative to soldiers' monument corporations." (No. 2084, Int. No. 1469.)

"An act to amend section 10 of the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (No. 2075, Int. No. 1461.)

The bill (No. 1993) entitled "An act to permit the city of New York to acquire lands in Lincoln cemetery in the borough of Brooklyn, city of New York, for highway or park purposes and to permit said cemetery to locate elsewhere" (Int. No. 1433), was read the second time.

On motion of Mr. Dowling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2131) entitled "An act to provide for a commissioner of records of the county of New York" (Int. No. 1485), was read the second time.

On motion of Mr. Beihilf, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1990) entitled "An act to improve the character of public water systems throughout the State by requiring that plans for such systems shall be examined and approved by the State Commissioner of Health" (Int. No. 1430), having been announced for a second reading,

Mr. Wade moved to amend as follows:

Page 1, lines 1 and 2, strike out the words "of any kind."
Page 2, line 18, strike out the words "of any kind."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate bill (No. 902, Assembly reprint No. 2183) entitled "An act to amend article 1, section 52, of chapter 690 of the Laws of 1892, as amended by chapter 725 of the Laws of 1893, as amended by chapter 722 of the Laws of 1901, constituting chapter 38 of the general laws, and known as the Insurance Law" (Rec. No. 219), was read the second time.

On motion of Mr. Scoville, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 873) entitled "An act to provide for the adoption of uniform text-books for use in the public schools in Jefferson county" (Int. No. 758), having been announced for a second reading,

Mr. La Rue moved to amend as follows:

Page 1, lines 3 and 4, strike out the words "The county judge of Jefferson county, the chairman of the board of supervisors," and substitute the words "The principal of the Watertown high school, the principal of the Carthage high school."

Same page, line 5, strike out the words "county judge" and substitute the words "principal of the Watertown high school."

Same page, line 6, change the word "council" to the word "commission."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1988) entitled "An act amending chapter 29 of the general laws being the Public Health Law and acts amendatory thereto relating to public water supplies" (Int. No. 1428), having been announced for a second reading,

On motion of Mr. Wade, said bill was laid aside, retaining its place on the order of second reading.

The bill (No. 2044) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' in relation to poll tax and the enforcement of the collection thereof" (Int. No. 1444), was read the second time.

On motion of Mr. La Rue, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 936) entitled "An act to amend chapter 112 of the Laws of 1896, and the acts amendatory thereof and supplementary thereto, known as the Liquor Tax Law" (Int. No. 807), was read the second time.

On motion of Mr. Tenjost, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1457) entitled "An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties" (Int. No. 1171), having been announced for a second reading,

Mr. Sullivan moved to amend as follows:

"Nothing in this act shall apply to the first or second wards in the county of Queens."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Wilsnack, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2212) entitled "An act to amend section 1 title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands" (Int. No. 1532), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2285) entitled "An act to establish in the city of Troy an inferior court of criminal jurisdiction, to be known as the children's court, to provide for the appointment of a justice thereof, and to regulate and prescribe the jurisdiction thereof" (Int. No. 1470), was read the second time.

On motion of Mr. Stevens, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1075) entitled "An act to amend the County Law relating to matrons in county jails" (Rec. No. 288), having been announced for a second reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The Senate bill (No. 1095) entitled "An act vacating the local assessment for acquiring title to the public place or square lying southerly of East One Hundred and Thirty-eighth street, bounded by East One Hundred and Thirty-eighth street, Mott

avenue and Railroad avenue east, in the borough of the Bronx, city of New York, confirmed January 30, 1902, and August 3, 1904, and entered for collection March 27, 1905, and authorizing the comptroller of the city of New York to refund the said assessment if paid; the said public place or square never having been used as such and having been appropriated by the city of New York for a fire engine site" (Rec. No. 352), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 124) entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter 752 of the Laws of 1900" (Rec. No. 334), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

The Senate bill (No. 1025) entitled "An act to amend section 6 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company'" (Rec. No. 267), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading.

The Senate bill (No. 279) entitled "An act to amend section 29 of chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors'" (Rec. No. 65), was read the second time.

On motion of Mr. Ogden, said bill was placed on the order of third reading.

The Senate bill (No. 618) entitled "An act to amend the Railroad Law relative to grants to railroad corporations by the commissioner of the land office to facilitate changes of grade" (Rec. No. 316), was read the second time.

On motion of Mr. Bedell, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1027) entitled "An act to amend chapter 818 of the Laws of 1868 entitled 'An act to incorporate the village of Port Chester'" (Rec. No. 255), having been announced for a second reading,

Mr. Wainwright moved to amend as follows:

Insert at the end of line 21, page 4, the following:

"The members of the several fire, hook, hose, ladder, axe and bucket companies, when organized under this section, shall have the power to elect a chief engineer, and one or more assistant engineers, and each company to elect a foreman and one assistant foreman, and a secretary and treasurer for each of their respective companies, and to select members to fill any vacancy which may occur in their ranks, providing that no engine or other company shall exceed the number of members allowed by the trustees, who shall have power to regulate the members for each company, not to exceed sixty members to any one company. They may adopt by-laws for the government of their respective companies, and may impose fines and forfeitures for the violation of the same; they may expel any member from their ranks for improper conduct or neglect of duty, but no expulsion shall be made unless a majority of all the members of the company concur in the same; during the time such companies shall remain duly organized, they shall have the custody of the engine and other apparatus pertaining to the fire department, subject, nevertheless, to the paramount possession, authority and control of the president and trustees of the village."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was then read the second time.

On motion of Mr. Wainwright, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 855) entitled "An act to amend the Railroad Law, in relation to the computation and payment of license fees and percentages of street surface railroad companies" (Rec. No. 242), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading.

The Senate bill (No. 782) entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation" (Rec. No. 333), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

The Senate bill (No. 1043) entitled "An act authorizing the city of New York to grant to the Harlem River and Port Chester Railroad Company, land in Pelham Bay park and the Bronx and Pelham parkway, for its corporate purposes" (Rec. No. 254), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 617) entitled "An act to amend the Railroad Law in relation to abandonment of parts of routes" (Rec. No. 315), was read the second time.

On motion of Mr. Bedell, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1140) entitled "An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands" (Rec. No. 380), was read the second time.

On motion of Mr. Plank, said bill was placed on the order of third reading.

The Senate bill (No. 567) entitled "An act to provide for the publication of the Forest, Fish and Game Law as amended" (Int. No. 287), was read the second time.

On motion of Mr. Reeve, said bill was placed on the order of third reading.

The Senate bill (No. 1030) entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws" (Rec. No. 335), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

The Senate bill (No. 1220) entitled "An act to amend the Liquor Tax Law in relation to the definition of trafficking in liquors" (Rec. No. 359), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

The Senate bill (No. 431) entitled "An act to amend the Banking Law in relation to profits and losses of cooperative savings and loan associations" (Rec. No. 342), having been announced for a second reading,

Mr. J. T. Smith moved to amend as follows:

Strike out all of page 2, and substitute in place thereof the following:

"At each periodical distribution of profits, the board of directors [may] shall reserve and carry to [undivided profits in the nature of] a reserve or contingent fund [any] a sum [from] equal to at least five per centum of the net [profits] earnings during the period since the last previous dividend was declared until such reserve or contingent fund shall be equal to at least five per centum of the dues and dividends credited to members, by series or otherwise, and equal to at least twenty-five per centum of the book value of all real estate owned by the association. The directors may carry to such reserve or contingent fund any further portion of the undivided earnings that in their discretion seems wise. When any association takes property at a foreclosure or in extinguishment of a debt, the board of directors shall appraise the same, and if any probable loss is to be sustained upon the basis of such appraisal that portion of such probable loss not covered by the reserve or contingent fund shall be adjusted and charged pro rata against all the shares and a new withdrawal value fixed on all shares immediately after such adjustment and change. Whenever by such estimated losses or any other losses that an association may sustain the reserve or contingent fund is reduced below five per centum of the dues and dividends credited to members, by series or otherwise, or below twenty-five per centum of the book value of all real estate owned by an association, the board of directors shall, at each periodical distribution of profits, carry to such reserve or contingent

fund five per centum of the net earnings during the period since the last previous dividend was declared until such reserve or contingent fund shall again be equal to at least five per centum of the dues and dividends credited to members, by series or otherwise, and equal to at least twenty-five per centum of the book value of all real estate owned by the association. This section applies to every association or corporation organized under the provisions of chapter one hundred and twenty-two of the laws of eighteen hundred and fifty-one, chapter five hundred and fifty-six of the laws of eighteen hundred and eighty-seven, chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two and article five of the banking law and the acts amendatory of each and every of said laws.

"§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. J. T. Smith, said bill was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1116) entitled "An act to amend the Banking Law, in relation to withdrawal of free shares of cooperative savings and loan associations" (Rec. No. 340), was read the second time.

On motion of Mr. J. T. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 1117) entitled "An act to amend the Banking Law in relation to capital and shares of cooperative savings and loan associations" (Rec. No. 341), was read the second time.

On motion of Mr. J. T. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 996), entitled "An act to amend section 1418 of the Code of Civil Procedure" (Rec. No. 241), was read the second time.

On motion of Mr. Ellis, said bill was placed on the order of third reading.

The Senate bill (No. 948) entitled "An act to amend section 657 of the Code of Civil Procedure" (Rec. No. 212), was read the second time.

On motion of Mr. Ellis, said bill was placed on the order of third reading.

The Senate bill (No. 1255) entitled "An act to amend the Greater New York charter so that the mayor may be relieved of the labor of signing large numbers of certificates of corporate stock and bonds of the city of New York" (Rec. No. 373), was read the second time.

On motion of Mr. McKeown, said bill was placed on the order of third reading.

The Senate bill (No. 730) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon'" (Rec. No. 205), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 1289) entitled "An act creating a commission with power to agree upon a site and general plans of, and to contract for the location and building of a union railroad passenger station, yard, and therewith connected facilities and approaches thereto in the city of Buffalo, and tributary thereto to lease or sell and convey lands belonging to said city, to abandon and close now existing, and establish and open new, and change the location, width or grade of and otherwise improve docks, wharves, parks, streets and public places, and for these purposes to acquire lands and their appurtenances by condemnation proceedings or otherwise" (Rec. No. 386), having been announced for a second reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The Senate bill (No. 1038) entitled "An act to amend section 374 of the Greater New York charter relative to the clerk of the board of justices of the municipal court" (Rec. No. 370), was read the second time.

On motion of Mr. La Fetra, said bill was placed on the order of third reading.

The bill (No. 2112) entitled "An act to amend chapter 632 of the Laws of 1903, entitled 'An act to regulate the practice of barbering in the State of New York; to establish a State Board of Barber Examiners, and to provide for the sanitary inspection of barber shops,' in relation to the renewal of certificates of registration and qualification, return of moneys, apprentices and sub-boards" (Int. No. 1155), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 43
NOES 66

Those who voted in the affirmative were:

Allen F E	Gates	Moreland	Rogers	Thompson J A
Beihilf	Grattan	Nugent	Scovill	Thonet
Brooks	Hartman	Parker	Sherry	Waddell
Burnett	Hooker	Patton	Smith J E	Wainwright
Burzynski	Hubbs	Pendry	Standart	Wemple
Charles E E	La Rue	Perry	Stanley	Whitney G H
Charles W B	Lewis	Phillips	Stevens	Wilsnack
Cotton	Matthews C R	Prince	Tenjost	Wood F C
Dowling	Miller	Rigby		

Those who voted in the negative were:

Anderson	Ellis	Machaceck	Plank	Smith J T
Bass	Evans	Maier	Platt	Smith R H
Brady	Fish	Malloy	Pratt	Steele
Burns	Fitzsimons	Mathews T F	Prentice	Wade
Cadin	Foster	McKeown	Reilly	Wagner
Cahn	Fuller	McManus	Salomon	Wadsworth
Carrier	Gardner	Mead	Sammon	Wedemeyer
Caughlan	Hackett	Merritt	Santee	West
Cooke	Hammond	Monroe	Schoeneck	Wiegand
Coon	Hastings	Murphy	Shanahan	Wilson
Cowan	Hurd	Newton	Shuttleworth	Wolf
Dale	Kavanaugh	Ogden	Slocum	Yale
Dodd	La Fetra	Palmer	Smith A E	Young
Donovan				

The bill (No. 1377) entitled "An act to provide for the appointment of Supreme Court Commissioners in judicial departments containing counties having a certain population, and providing for the mode of selecting and appointing such Supreme Court Commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners" (Int. No. 1118), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 315, Assembly reprint No. 2150) entitled "An act to amend the Civil Service Law, in relation to veterans" (Rec. No. 154), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 755, Assembly reprint No. 2155) entitled "An act for the relief of Catherine F. Mahon" (Rec. No. 215), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Standart
Allen F E	Cunningham	Hooper	Perry	Stanley
Allen J G	Dale	Hornidge	Phillips	Steele
Anderson	Dodd	Hubbs	Plank	Stevens
Apgar	Donovan	Hurd	Platt	Sullivan
Bass	Dowling	Kavanaugh	Pratt	Tenjost
Becker	Ellis	Knapp	Prentice	Thompson G F
Bedell	Etzel	La Fetra	Prince	Thompson J A
Beebe	Evans	La Rue	Quinn	Thonet
Beihilf	Everett	Leggett	Reeve	Tompkins
Bird	Fish	Lewis	Reilly	Waddell
Bisland	Fitzsimons	Machacek	Rigby	Wade

Brady	Foelker	Maier	Rogers	Wagner
Brooks	Foster	Malloy	Rosenstein	Wadsworth
Burnett	Francisco	Mathews T F	Salomon	Wainwright
Burns	Freidel	Matthews C R	Sammon	Wedemeyer
Burzynski	Fuller	McKeown	Santee	Wemple
Byrne	Gardner	McManus	Schoeneck	Whitney F G
Cadin	Gates	Merritt	Scovili	Whitney G H
Cahn	Grattan	Miller	Shanahan	Wiegand
Callahan	Gray	Monroe	Sheehy	Wilsnack
Carrier	Gurnett	Moreland	Sherry	Wilson
Caughlan	Hackett	Newton	Shuttleworth	Wolf
Charles W B	Hammond	Nugent	Slocum	Wood F C
Cooke	Hanford	O'Neill	Smith A P	Wood F X
Coon	Hapeman	Palmer	Smith A E	Yale
Cotton	Hartman	Parker	Smith J T	Young
Coutant	Hastings	Patton	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2169) entitled "An act to amend the State Charities Law, by providing for the management of the New York State Training School for boys, and the commitment thereto of boys under the age of sixteen years" (Int. No. 1173), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 25
NOES 27

Those who voted in the affirmative were:

Cahn	Hastings	Matthews C R	Sheldon	Wadsworth
Dowling	Hooker	Patton	Smith J E	Wainwright
Evans	Hornidge	Plank	Stanley	West
Fish	Lewis	Prentice	Thonet	Yale
Gates	Mathews T F	Rigby	Wade	Young

Those who voted in the negative were:

Anderson	Hartman	Murphy	Salomon	Smith A P
Charles E E	La Fetra	Newton	Sammon	Thompson J A
Charles W B	La Rue	Nugent	Santee	Waddell
Cooke	Malloy	Rogers	Sherry	Whitney G H
Dodd	McManus	Rosenstein	Shuttleworth	Wilson
Donovan	Moreland			

Mr. Fish moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 647, Assembly reprint No. 2110) entitled "An act to authorize and empower the board of assessors of the city of New York to estimate and allow the damages sustained by the owners of real property fronting upon the streets approaching the new bridge across Gowanus canal at Third street, in the borough of Brooklyn, city of New York" (Rec. No. 190), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hackett	Ogden	Smith A E
Allen F E	Coutant	Hammond	O'Neill	Smith J T
Allen J G	Cowan	Hanford	Palmer	Smith R H
Anderson	Cox	Hartman	Parker	Stanley
Bass	Cunningham	Hastings	Patton	Steele
Becker	Dale	Hooker	Pendry	Stevens
Bedell	Dodd	Hornidge	Perry	Tenjost
Beebe	Donovan	Hubbs	Plank	Thompson G F
Beihilf	Dowling	Hurd	Platt	Thompson J A
Bird	Etzel	Knapp	Pratt	Tompkins
Brady	Evans	La Fetra	Prentice	Waddell
Brooks	Everett	Leggett	Prince	Wagner
Burnett	Fish	Lewis	Quinn	Wadsworth
Burns	Fitzsimons	Machacek	Reilly	Wedemeyer
Burzynski	Foelker	Maier	Rigby	West
Byrne	Foster	Malloy	Rogers	Wemple
Cadin	Francisco	Mathews T F	Salomon	Whitney F G
Cahn	Freidel	Matthews C R	Sammon	Whitney G H
Callahan	Fuller	McKeown	Santee	Wilsnack
Carrier	Gardner	McManus	Scovill	Wilson
Caughlan	Gates	Mead	Shanahan	Wolf
Charles E E	Grady	Miller	Sheehy	Wood F C
Charles W B	Grattan	Monroe	Sherry	Wood F X
Cooke	Gray	Moreland	Shuttleworth	Yale
Coon	Gurnett	Newton	Smith A P	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2118) entitled "An act to amend section 2615 of the Code of Civil Procedure, relating to the probate of wills" (Int. No. 409), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Dowling	La Fetra	Plank	Smith R H
Allen F E	Ellis	La Rue	Platt	Standart
Anderson	Etzel	Leggett	Pratt	Stanley
Apgar	Everett	Lewis	Prentice	Steele
Bass	Fish	Machacek	Prince	Stevens
Bedell	Foelker	Maier	Quinn	Sullivan
Beihilf	Foster	Mathews T F	Reeve	Thompson G F
Bird	Francisco	Matthews C R	Reilly	Thompson J A
Brady	Freidel	McKeown	Rigby	Thonet
Brooks	Fuller	McManus	Rogers	Waddell
Burnett	Gates	Mead	Rosenstein	Wade
Burzynski	Grady	Merritt	Salomon	Wadsworth
Byrne	Gray	Monroe	Santee	Wainwright
Cadin	Gurnett	Moreland	Schoeneck	Wedemeyer
Callahan	Hackett	Murphy	Scovill	Wemple
Carrier	Hanford	Newton	Shanahan	Whitney F G
Caughlan	Hapeman	Ogden	Sheehy	Whitney G H
Charles W B	Hartman	O'Neill	Sheldon	Wiegand
Coon	Hastings	Palmer	Sherry	Wilsnack
Cotton	Hooker	Parker	Shuttleworth	Wolf
Cowan	Hooper	Patton	Slocum	Wood F C
Cox	Hornidge	Pendry	Smith A P	Wood F X
Cunningham	Hubbs	Perry	Smith J E	Yale
Dodd	Hurd	Phillips	Smith J T	Young
Donovan	Knapp			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2119) entitled "An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished" (Int. No. 491), was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Pendry	Smith J T
Allen F E	Dale	Hurd	Perry	Smith R H
Allen J G	Dodd	Kavanaugh	Phillips	Stanley
Apgar	Donovan	Knapp	Plank	Steele
Bass	Dowling	La Fetra	Platt	Stevens
Becker	Etzel	Leggett	Pratt	Sullivan
Bedell	Evans	Lewis	Prince	Tenjost
Beebe	Everett	Machacek	Quinn	Thompson G F
Beihilf	Fish	Maier	Reeve	Thompson J A
Bird	Fitzsimons	Malloy	Reilly	Tompkins
Bisland	Foelker	Mathews T F	Rigby	Waddell
Brady	Foster	Matthews C R	Rogers	Wade
Brooks	Francisco	McKeown	Rosenstein	Wagner
Burnett	Freidel	McManus	Salomon	Wadsworth
Burzynski	Fuller	Mead	Sammon	Wainwright
Byrne	Gardner	Merritt	Santee	Wedemeyer
Cadin	Gates	Monroe	Schoeneck	Wemple
Cahn	Grady	Moreland	Scovill	Whitney F G
Carrier	Grattan	Murphy	Shanahan	Whitney G H
Caughlan	Gurnett	Newton	Sheehy	Wiegand
Charles W B	Hackett	Nugent	Sheldon	Wilsnack
Cooke	Hanford	Ogden	Sherry	Wilson
Coon	Hapeman	O'Neill	Slocum	Wolf
Cotton	Hastings	Palmer	Smith A P	Wood F X
Coutant	Hooker	Parker	Smith A E	Yale
Cowan	Hooper	Patton	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1022, Assembly reprint No. 2116) entitled "An act to amend the Code of Criminal Procedure, relative to the suspension of sentence and probation of officers" (Rec. No. 220), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hubbs	Perry	Smith R H
Allen F E	Donovan	Hurd	Phillips	Standart
Allen J G	Dowling	Kavanaugh	Plank	Stanley
Apgar	Etzel	La Fetra	Platt	Steele
Becker	Evans	La Rue	Pratt	Sullivan
Bedell	Everett	Leggett	Prentice	Tenjost
Beebe	Fish	Lewis	Prince	Thompson G F
Beihilf	Fitzsimons	Machacek	Quinn	Thompson J A
Bird	Foelker	Maier	Reeve	Thonet
Bisland	Foster	Mathews T F	Reilly	Tompkins
Brooks	Freidel	Matthews C R	Rigby	Waddell
Burnett	Fuller	McKeown	Rogers	Wade
Burns	Gardner	McManus	Rosenstein	Wagner
Byrne	Gates	Mead	Salomon	Wadsworth
Cadin	Grady	Merritt	Sammon	Wainwright
Callahan	Gray	Miller	Santee	Wedemeyer
Carrier	Gurnett	Monroe	Schoeneck	Wemple
Caughlan	Hackett	Moreland	Scovill	Whitney F G
Charles W B	Hammond	Newton	Shanahan	Whitney G H
Cooke	Hanford	Nugent	Sheehy	Wilsnack
Coon	Hapeman	Ogden	Sheldon	Wilson
Cotton	Hartman	O'Neill	Sherry	Wolf
Coutant	Hastings	Palmer	Slocum	Wood F C
Cowan	Hooker	Parker	Smith A P	Wood F X
Cox	Hooper	Patton	Smith A E	Yale
Cunningham	Hornidge	Pendry	Smith J T	Young
Dale				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 411) entitled "An act authorizing the comptroller of the city of New York to examine the claim of George Blair, veteran of the Civil War" (Int. No. 377), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 2171) entitled "An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office,' relating to the power and authority

of special deputies" (Int. No. 1516), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Standart
Allen F E	Cunningham	Hornidge	Perry	Stanley
Allen J G	Dale	Hubbs	Plank	Steele
Anderson	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Rue	Prentice	Thompson G F
Bedell	Evans	Lewis	Prince	Thompson J A
Beebe	Everett	Machacek	Quinn	Thonet
Beihilf	Fish	Maier	Reeve	Waddell
Bisland	Fitzsimons	Malloy	Reilly	Wade
Brady	Foelker	Mathews T F	Rogers	Wagner
Brooks	Foster	Matthews C R	Rosenstein	Wadsworth
Burnett	Freidel	McKeown	Salomon	Wainwright
Burns	Fuller	McManus	Sammon	Wedemeyer
Burzynski	Gardner	Mead	Santee	Wemple
Byrne	Gates	Merritt	Scovill	Whitney F G
Cadin	Grady	Miller	Shanahan	Whitney G H
Cahn	Gray	Monroe	Sheehy	Wiegand
Callahan	Gurnett	Murphy	Sherry	Wilson
Caughlan	Hackett	Newton	Shuttleworth	Wolf
Charles E E	Hammond	Nugent	Smith A P	Wood F C
Charles W B	Hanford	O'Neill	Smith A E	Wood F X
Cooke	Hapeman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith R H	Young
Coutant	Hooker	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2178) entitled "An act authorizing the board of supervisors of the county of Genesee to make an annual appropriation to corporations for the prevention of cruelty" (Int. No. 1512), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Knapp	Platt	Stanley
Allen F E	Dowling	La Fetra	Pratt	Steele
Allen J G	Ellis	La Rue	Prentice	Stevens
Anderson	Etzel	Leggett	Prince	Tenjost
Apgar	Evans	Lewis	Quinn	Thompson G F
Becker	Everett	Machacek	Reeve	Thompson J A
Bedell	Fish	Malloy	Reilly	Thonet
Beihilf	Fitzsimons	Mathews T F	Rigby	Tompkins
Bird	Foelker	Matthews C R	Rogers	Waddell
Bisland	Francisco	McKeown	Rosenstein	Wade
Brooks	Freidel	McManus	Salomon	Wagner
Burnett	Gardner	Mead	Sammon	Wadsworth
Burns	Gates	Miller	Santee	Wainwright
Byrne	Grady	Monroe	Schoeneck	Wedemeyer
Cadin	Grattan	Murphy	Shanahan	West
Callahan	Gurnett	Newton	Sheehy	Wemple
Carrier	Hackett	Nugent	Sheldon	Whitney F G
Charles E E	Hammond	Ogden	Sherry	Whitney G H
Charles W B	Hanford	O'Neill	Shuttleworth	Wiegand
Cooke	Hapeman	Palmer	Slocum	Wilson
Cotton	Hartman	Parker	Smith A P	Wolf
Coutant	Hooker	Patton	Smith A E	Wood F C
Cowan	Hooper	Pendry	Smith J E	Wood F X
Cunningham	Hornidge	Perry	Smith R H	Yale
Dale	Hurd	Phillips	Standart	Young
Dodd	Kavanaugh	Plank		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1906) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Eliza Knack against the State of New York, for damages alleged to have been sustained by her husband, Ludwig Knack, deceased, in the city of New York, through the negligence of the attendants of the Manhattan State Hospital, at Ward's Island, New York city" (Int. No. 1387), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 2

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Perry	Smith R H
Allen F E	Cunningham	Hornidge	Phillips	Stanley
Allen J G	Dale	Hubbs	Plank	Steele
Anderson	Dodd	Hurd	Platt	Stevens
Bass	Donovan	Kavanaugh	Pratt	Sullivan
Becker	Dowling	Knapp	Prentice	Tenjost
Bedell	Ellis	La Rue	Prince	Thompson G F
Beebe	Etzel	Leggett	Reeve	Thompson J A
Bird	Evans	Lewis	Reilly	Thonet
Beihilf	Everett	Machacek	Rigby	Tompkins
Bird	Fish	Maier	Rosenstein	Waddell
Bisland	Fitzsimons	Mathews T F	Salomon	Wade
Brady	Foelker	Matthews C R	Sammon	Wadsworth
Brooks	Foster	McKeown	Santee	Wainwright
Burns	Francisco	McManus	Schoeneck	Wedemeyer
Burzynski	Freidel	Mead	Scovill	West
Byrne	Fuller	Miller	Shanahan	Wemple
Cadin	Gardner	Monroe	Sheehy	Whitney F G
Cahn	Grady	Murphy	Sheldon	Whitney G H
Carrier	Grattan	Newton	Sherry	Wiegand
Caughlan	Gray	Nugent	Shuttleworth	Wilsnack
Charles E E	Gurnett	Ogden	Slocum	Wolf
Charles W B	Hammond	O'Neill	Smith A P	Wood F C
Cooke	Hanford	Parker	Smith A E	Wood F X
Cotton	Hapeman	Patton	Smith J E	Yale
Coutant	Hartman	Pendry	Smith J T	Young
Cowan	Hooker			

Those who voted in the negative were:

Palmer Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1931) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James F. Shiels against the State of New York" (Int. No. 1402), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Pendry	Smith R H
Allen F E	Cunningham	Hooper	Perry	Standart
Allen J G	Dale	Hornidge	Phillips	Stanley
Anderson	Dodd	Hurd	Plank	Steele
Apgar	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Etzel	La Fetra	Prentice	Tenjost
Bedell	Evans	La Rue	Prince	Thompson G F
Beebe	Everett	Leggett	Quinn	Thompson J A
Beihilf	Fish	Lewis	Reeve	Thonet
Bird	Fitzsimons	Machacek	Reilly	Tompkins
Bisland	Foelker	Maier	Rigby	Waddell
Brooks	Foster	Malloy	Rosenstein	Wade
Burnett	Fitzsimons	Mathews T F	Salomon	Wagner
Burns	Freidel	Matthews C R	Sammon	Wadsworth
Burzynski	Fuller	McKeown	Santee	Wainwright
Byrne	Gardner	McManus	Schoeneck	Wedemeyer
Cadin	Gates	Mead	Scovill	West
Cahn	Grady	Miller	Shanahan	Wemple
Callahan	Grattan	Monroe	Sheehy	Whitney F G
Carrier	Gray	Moreland	Sheldon	Wiegand
Charles E E	Gurnett	Newton	Sherry	Wilsnack
Charles W B	Hackett	Nugent	Slocum	Wilson
Cooke	Hammond	Ogden	Smith A P	Wolf
Coon	Hanford	O'Neill	Smith A E	Wood F C
Cotton	Hapeman	Palmer	Smith J E	Yale
Coutant	Hartman	Parker	Smith J T	Young
Cowan	Hastings	Patton		

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 928) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Cane, McCaffrey & Co. for damages caused by breach of contract, and to render judgment therefor" (Int. No. 799), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 1

Those who voted in the affirmative were:

Agnew	Dodd	Hornidge	Pendry	Standart
Allen F E	Donovan	Hubbs	Perry	Stanley
Allen J G	Dowling	Hurd	Phillips	Steele
Anderson	Ellis	Kavanaugh	Plank	Stevens
Apgar	Etzel	Knapp	Platt	Sullivan
Becker	Evans	La Fetra	Pratt	Tenjost
Bedell	Everett	La Rue	Prince	Thompson G F
Beebe	Fish	Leggett	Quinn	Thonet
Bird	Fitzsimons	Lewis	Reeve	Tompkins
Bisland	Foster	Machacek	Reilly	Waddell
Brady	Francisco	Maier	Rigby	Wade
Brooks	Freidel	Malloy	Rosenstein	Wagner
Burns	Fuller	Mathews T F	Salomon	Wadsworth
Burzynski	Gates	Matthews C R	Sammon	Wainwright
Cadin	Grady	McKeown	Santee	Wedemeyer
Cahn	Grattan	McManus	Schoeneck	West
Callahan	Gray	Merritt	Shanahan	Whitney F G
Caughlan	Gurnett	Miller	Sheehy	Whitney G H
Charles E E	Hackett	Monroe	Sheldon	Wiegand
Charles W B	Hammond	Murphy	Sherry	Wilsnack
Cooke	Hanford	Newton	Shuttleworth	Wilson
Cotton	Hapeman	Nugent	Smith A P	Wolf
Coutant	Hartman	Ogden	Smith A E	Wood F C
Cowan	Hastings	O'Neill	Smith J E	Wood F X
Cox	Hooker	Palmer	Smith J T	Yale
Cunningham	Hooper	Parker	Smith R H	Young
Dale				

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 774) entitled "An act to provide for the reconstruction of sewers in the city of New York where the present sewers are inadequate and to provide means for the payment of such reconstruction by sale of corporate stock of the city of New York" (Int. No. 686), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 401) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Abeel against the State of New York,

for damages to his lands near Little Falls, N. Y., and their use, alleged to have been sustained by him by reason of the negligence of the State of New York in connection with the management and repairs of the canal, the leaky condition of its banks, and by reason of spoil bank and other encroachments for the benefit of the canal, from August, 1899, until January 1, 1902" (Int. No. 401), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Standart
Allen F E	Cox	Hubbs	Perry	Stanley
Allen J G	Cunningham	Hurd	Phillips	Steele
Anderson	Dale	Kavanaugh	Plank	Stevens
Apgar	Donovan	Knapp	Platt	Sullivan
Bass	Dowling	La Fetra	Pratt	Tenjost
Becker	Ellis	La Rue	Prentice	Thompson G F
Bedell	Etzel	Leggett	Prince	Thompson J A
Beebe	Evans	Lewis	Quinn	Thonet
Beihilf	Everett	Machacek	Reeve	Tompkins
Bird	Fish	Maier	Reilly	Waddell
Bisland	Fitzsimons	Malloy	Rigby	Wade
Brady	Foelker	Mathews T F	Rogers	Wagner
Brooks	Foster	Matthews C R	Rosenstein	Wadsworth
Burnett	Francisco	McKeown	Salomon	Wainwright
Burns	Freidel	McManus	Sammon	Wedemeyer
Byrne	Gardner	Mead	Santee	West
Cadin	Gates	Merritt	Schoeneck	Wemple
Cahn	Grady	Miller	Scovill	Whitney F G
Callahan	Grattan	Monroe	Shanahan	Whitney G H
Carrier	Gray	Moreland	Sheldon	Wiegand
Caughlan	Gurnett	Newton	Sherry	Wilson
Charles E E	Hackett	Nugent	Shuttleworth	Wolf
Charles W B	Hanford	Ogden	Smith A P	Wood F C
Cooke	Hapeman	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith J T	Young
Coutant	Hooker	Patton	Smith R H	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1876) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Matthew Edgar, William John Edgar, John Dowd, Thomas Parker and James H. Akins against the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, N. Y." (Int. No. 1369), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooper	Parker	Smith J T
Allen F E	Dodd	Hornidge	Patton	Smith R H
Allen J G	Donovan	Hubbs	Pendry	Standart
Anderson	Ellis	Hurd	Perry	Stanley
Apgar	Etzel	Kavanaugh	Phillips	Steele
Becker	Evans	Knapp	Plank	Stevens
Bedell	Everett	La Fetra	Platt	Sullivan
Beebe	Fish	La Rue	Pratt	Tenjost
Beihilf	Fitzsimons	Lewis	Prentice	Thompson G F
Bird	Foelker	Machacek	Quinn	Thonet
Brady	Foster	Maier	Reeve	Tompkins
Brooks	Francisco	Malloy	Rigby	Waddell
Burnett	Freidel	Mathews T F	Rogers	Wade
Burns	Fuller	Matthews C R	Rosenstein	Wagner
Burzynski	Gardner	McKeown	Salomon	Wainwright
Byrne	Gates	McManus	Santee	Wedemeyer
Cadin	Grady	Mead	Schoeneck	West
Cahn	Grattan	Merritt	Scovill	Wemple
Callahan	Gray	Miller	Shanahan	Whitney F G
Carrier	Gurnett	Monroe	Sheehy	Wiegand
Charles E E	Hackett	Moreland	Sheldon	Wilsnack
Charles W B	Hammond	Murphy	Shuttleworth	Wilson
Coon	Hanford	Newton	Slocum	Wolf
Cotton	Hapeman	Nugent	Smith A P	Wood F X
Coutant	Hartman	Ogden	Smith A E	Yale
Cox	Hastings	O'Neill	Smith J E	Young
Cunningham	Hooker	Palmer		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1891) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Gustave Kaiser against the State of New York" (Int. No. 1379), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Knapp	Pendry	Smith J T
Allen F E	Cox	La Fetra	Perry	Smith R H
Allen J G	Dale	La Rue	Phillips	Standart
Anderson	Dodd	Leggett	Plank	Steele
Bass	Dowling	Machacek	Platt	Stevens
Becker	Ellis	Maier	Pratt	Tenjost
Bedell	Etzel	Malloy	Prentice	Thompson G F
Beebe	Evans	Mathews T F	Prince	Thompson J A
Bird	Fish	Matthews C R	Quinn	Thonet
Bisland	Fitzsimons	McKeown	Reeve	Waddell
Brady	Foster	McManus	Reilly	Wade
Brooks	Francisco	Mead	Rigby	Wagner
Burnett	Freidel	Merritt	Rogers	Wadsworth
Burzynski	Gardner	Miller	Rosenstein	Wedemeyer
Byrne	Grady	Monroe	Salomon	West
Cadin	Gray	Moreland	Sammon	Wemple
Cahn	Gurnett	Murphy	Santee	Whitney F G
Callahan	Hammond	Newton	Scovill	Whitney G H
Carrier	Hanford	Nugent	Shanahan	Wilsnack
Caughlan	Hartman	Ogden	Sheldon	Wilson
Charles W B	Hooker	O'Neill	Sherry	Wood F C
Cooke	Hooper	Palmer	Slocum	Wood F X
Coon	Hubbs	Parker	Smith A P	Yale
Cotton	Kavanaugh	Patton	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1985) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the widow of Dennis O'Brien against the State of New York for damages alleged to have been sustained by the killing of Dennis O'Brien, during the year 1893" (Int. No. 1425),

was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118
NOES 2

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	Pendry	Smith R H
Allen F E	Coutant	Hapeman	Perry	Stanley
Allen J G	Cowan	Hartman	Plank	Steele
Anderson	Cox	Hastings	Platt	Stevens
Bass	Cunningham	Hooper	Pratt	Tenjost
Becker	Dale	Hornidge	Prince	Thompson G F
Bedell	Dodd	Hurd	Quinn	Thompson J A
Beebe	Donovan	Kavanaugh	Reeve	Thonet
Beihilf	Dowling	Knapp	Rigby	Waddell
Bird	Ellis	La Rue	Rosenstein	Wade
Bisland	Etzel	Lewis	Salomon	Wagner
Brady	Evans	Machacek	Sammon	Wainwright
Burnett	Everett	Malloy	Santee	Wedemeyer
Burns	Fish	Mathews T F	Schoeneck	West
Burzynski	Foelker	Matthews C R	Scovill	Whitney F G
Byrne	Foster	McKeown	Shanahan	Whitney G H
Cadin	Freidel	McManus	Sheehy	Wilsnack
Cahn	Fuller	Merritt	Sheldon	Wilson
Callahan	Gardner	Monroe	Sherry	Wolf
Caughlan	Grady	Moreland	Shuttleworth	Wood F C
Charles E E	Grattan	Newton	Smith A P	Wood F X
Charles W B	Gray	Nugent	Smith J E	Yale
Cooke	Gurnett	Ogden	Smith J T	Young
Coon	Hackett	Parker		

Those who voted in the negative were:

Palmer Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2100) entitled "An act to release to Eugene Coman all the right, title and interest of the people of the State of New York of, in and to certain real estate in the town of Luzerne, Warren county and State of New York" (Int. No. 1476), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2158) entitled "An act enabling the Board of Embalming Examiners of the State of New York to receive the application of Patrick J. Burke of the borough of Manhattan, city of New York, for a license to engage in the business of embalming" (Int. No. 1492), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 104
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hastings	Ogden	Smith J E
Allen J G	Coutant	Hooker	Palmer	Smith R H
Anderson	Cox	Hornidge	Parker	Stanley
Bass	Cunningham	Hubbs	Patton	Steele
Becker	Dale	Kavanaugh	Pendry	Stevens
Bedell	Dodd	Knapp	Perry	Tenjost
Beebe	Dowling	La Rue	Phillips	Thompson J A
Beihilf	Ellis	Lewis	Platt	Thonet
Bird	Evans	Machacek	Pratt	Waddell
Brady	Everett	Maier	Quinn	Wagner
Brooks	Fitzsimons	Malloy	Reeve	Wadsworth
Burnett	Foelker	Mathews T F	Rigby	Wedemeyer
Burzynski	Francisco	Matthews C R	Rosenstein	Wemple
Byrne	Freidel	McKeown	Salomon	Whitney G H
Cadin	Fuller	McManus	Santee	Wilsnack
Callahan	Gates	Merritt	Schoeneck	Wilson
Carrier	Grattan	Miller	Scovill	Wolf
Caughlan	Gurnett	Moreland	Sheehy	Wood F C
Charles W B	Hackett	Murphy	Sheldon	Yale
Cooke	Hanford	Newton	Shuttleworth	Young
Coon	Hapeman	Nugent	Smith A P	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2140) entitled "An act to amend section 254 of the Code of Civil Procedure, relating to stenographers in Kings county" (Int. No. 1494), was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hubbs	Perry	Stanley
Allen F E	Cowan	Hurd	Phillips	Steele
Allen J G	Cunningham	Kavanaugh	Platt	Stevens
Anderson	Dodd	La Fetra	Pratt	Sullivan
Apgar	Donovan	La Rue	Prentice	Tenjost
Becker	Dowling	Lewis	Quinn	Thompson G F
Bedell	Etzel	Machacek	Reeve	Thonet
Beebe	Everett	Maier	Reilly	Waddell
Bird	Fish	Malloy	Rogers	Wade
Bisland	Foelker	Mathews T F	Rosenstein	Wagner
Brady	Foster	Matthews C R	Salomon	Wainwright
Brooks	Freidel	McKeown	Santee	Wedemeyer
Burns	Fuller	McManus	Schoeneck	West
Burzynski	Gates	Mead	Scovill	Wemple
Cadin	Grady	Miller	Sheehy	Whitney F G
Cahn	Gray	Monroe	Sheldon	Whitney G H
Callahan	Gurnett	Murphy	Shuttleworth	Wilsnack
Caughlan	Hammond	Nugent	Slocum	Wilson
Charles E E	Hanford	Ogden	Smith A P	Wolf
Charles W B	Hartman	Palmer	Smith J E	Wood F X
Cooke	Hooker	Parker	Smith J T	Yale
Cotton	Hooper	Patton	Standart	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2048) entitled "An act to authorize the city of Buffalo to acquire the Indian burying ground on Buffam street in the city of Buffalo for park purposes and authorizing the issue of bonds with which to pay for the same and embellishing and improving said grounds" (Int. No. 1448), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	La Fetra	Platt	Stanley
Allen F E	Dodd	La Rue	Pratt	Steele
Allen J G	Dowling	Lewis	Prince	Sullivan
Anderson	Etzel	Machacek	Quinn	Tenjost
Apgar	Evans	Maier	Reilly	Thompson G F
Becker	Everett	Malloy	Rigby	Thompson J A
Bedell	Fish	Mathews T F	Rogers	Thonet
Beebe	Foelker	Matthews C R	Rosenstein	Waddell
Bird	Foster	McKeown	Salomon	Wade
Bisland	Francisco	Mead	Sammon	Wagner
Brady	Freidel	Merritt	Schoeneck	Wadsworth
Brooks	Fuller	Monroe	Scovill	Wainwright
Burnett	Gates	Moreland	Shanahan	West
Burzynski	Grady	Murphy	Sheehy	Wemple
Byrne	Gray	Nugent	Sheldon	Whitney F G
Cadin	Gurnett	Ogden	Shuttleworth	Whitney G H
Callahan	Hackett	O'Neill	Slocum	Wiegand
Carrier	Hammond	Palmer	Smith A P	Wilson
Caughlan	Hapeman	Parker	Smith A E	Wolf
Charles W B	Hartman	Patton	Smith J E	Wood F C
Cooke	Hastings	Pendry	Smith J T	Wood F X
Cotton	Hooper	Perry	Smith R H	Yale
Cowan	Hornidge	Phillips	Standart	Young
Cox	Kavanaugh	Plank		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2099) entitled "An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York, acquired by escheat or otherwise on the death of said Joseph Demers" (Int. No. 1475), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 114
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Pendry	Standart
Allen F E	Dale	Hubbs	Perry	Stanley
Anderson	Dodd	Kavanaugh	Plank	Stevens
Apgar	Donovan	Knapp	Platt	Sullivan
Becker	Dowling	La Fetra	Prentice	Tenjost
Bedell	Ellis	Lewis	Prince	Thompson G F
Beebe	Evans	Machacek	Reeve	Thompson J A
Beihilf	Everett	Maier	Reilly	Thonet
Bird	Fitzsimons	Malloy	Rogers	Waddell
Bisland	Foelker	Mathews T F	Rosenstein	Wade
Brooks	Francisco	Matthews C R	Salomon	Wadsworth
Burnett	Freidel	McKeown	Santee	Wainwright
Burzynski	Fuller	McManus	Schoeneck	Wedemeyer
Byrne	Gates	Mead	Shanahan	Wemple
Cadin	Grady	Merritt	Sheehy	Whitney F G
Callahan	Gray	Monroe	Sheldon	Wiegand
Carrier	Gurnett	Moreland	Sherry	Wilsnack
Caughlan	Hammond	Newton	Shuttleworth	Wolf
Charles W B	Hanford	Nugent	Smith A P	Wood F C
Cooke	Hapeman	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Yale
Coutant	Hooker	Parker	Smith J T	Young
Cowan	Hooper	Patton	Smith R H	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1609) entitled "An act to amend the Greater New York charter, relative to the department of street cleaning" (Int. No. 1254), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109
NOES 2

Those who voted in the affirmative were:

Agnew	Cotton	Hooper	Palmer	Smith A P
Allen F E	Cowan	Hornidge	Parker	Smith A E
Anderson	Cox	Hurd	Patton	Smith J T
Apgar	Cunningham	Kavanaugh	Pendry	Standart
Becker	Dodd	Knapp	Perry	Stanley
Bedell	Donovan	La Rue	Phillips	Stevens
Beebe	Dowling	Leggett	Plank	Tenjost

Bird	Etzel	Machacek	Platt	Thompson G F
Bisland	Evans	Maier	Pratt	Thonet
Brady	Everett	Malloy	Prentice	Tompkins
Burnett	Fish	Mathews T F	Prince	Wade
Burns	Foelker	Matthews C R	Reeve	Wadsworth
Burzynski	Foster	McKeown	Reilly	Wedemeyer
Byrne	Freidel	McManus	Rogers	West
Cadin	Gardner	Mead	Rosenstein	Whitney F G
Callahan	Grady	Miller	Sammon	Wiegand
Carrier	Gray	Monroe	Santee	Wilsnack
Caughlan	Gurnett	Moreland	Schoeneck	Wolf
Charles E E	Hackett	Murphy	Scovill	Wood F C
Charles W B	Hanford	Newton	Sheehy	Yale
Cooke	Hapeman	Nugent	Sheldon	Young
Coon	Hastings	O'Neill	Shuttleworth	

Those who voted in the negative were:

Cahn Fuller

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1489) entitled "An act to release to Philip C. Rand all the right, title and interest of the people of the State of New York in and to certain real estate in the town of Pittsford, in the county of Monroe, in the State of New York" (Int. No. 1180), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 104
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Palmer	Smith A E
Allen F E	Cunningham	Hubbs	Patton	Smith J E
Anderson	Dodd	Hurd	Pendry	Smith R H
Apgar	Donovan	Knapp	Perry	Stanley
Becker	Dowling	La Fetra	Phillips	Stevens
Bedell	Etzel	La Rue	Plank	Tenjost
Beihilf	Evans	Lewis	Pratt	Thompson G F
Bird	Fish	Machacek	Prince	Thonet
Bisland	Foelker	Maier	Quinn	Tompkins
Brooks	Foster	Malloy	Reilly	Wade
Burnett	Freidel	Mathews T F	Rigby	Wadsworth
Burzynski	Fuller	Matthews C R	Rosenstein	Wedemeyer
Byrne	Gates	McManus	Salomon	West

Cadin	Grady	Mead	Santee	Whitney F G
Callahan	Gray	Merritt	Schoeneck	Wiegand
Carrier	Gurnett	Miller	Scovill	Wilsnack
Caughlan	Hammond	Monroe	Shanahan	Wolf
Charles W B	Hanford	Murphy	Sheehy	Wood F C
Coon	Hapeman	Newton	Sheldon	Yale
Cotton	Hartman	Nugent	Shuttleworth	Young
Coutant	Hastings	O'Neill	Smith A P	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2170) entitled "An act to legalize the acts of Rinaldo R. Wood, Fred D. Smith, Edwin G. Van Housen and Zenas B. Smith, special deputies appointed by the clerk of the county of Herkimer" (Int. No. 1515), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hurd	Perry	Standart
Allen J G	Donovan	Kavanaugh	Phillips	Stanley
Anderson	Ellis	La Fetra	Platt	Steele
Apgar	Etzel	Leggett	Prentice	Sullivan
Becker	Evans	Lewis	Prince	Thompson G F
Bedell	Fish	Maier	Quinn	Thompson J A
Beebe	Fitzsimons	Malloy	Reilly	Thonet
Bird	Foelker	Mathews T F	Rigby	Waddell
Brady	Francisco	Matthews C R	Rogers	Wagner
Burnett	Freidel	McKeown	Salomon	Wadsworth
Burns	Fuller	McManus	Santee	Wedemeyer
Byrne	Gardner	Merritt	Schoeneck	West
Cahn	Gates	Miller	Scovill	Whitney G H
Callahan	Grady	Moreland	Sheehy	Wiegand
Caughlan	Gray	Murphy	Sherry	Wilsnack
Charles E E	Hackett	Nugent	Shuttleworth	Wilson
Charles W B	Hanford	Ogden	Slocum	Wood F C
Coon	Hartman	O'Neill	Smith A E	Wood F X
Coutant	Hooker	Parker	Smith J T	Yale
Cox	Hornidge	Patton	Smith R H	Young
Cunningham	Hubbs	Pendry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2164) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder" (Int. No. 1502), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2166) entitled "An act to legalize and confirm the action of a majority of the electors of the town of New Hartford, Oneida county, at the last biennial town meeting in said town, on November 3, 1903, in relation to paying 15 per cent. of the cost of improving the Bridgewater turnpike as a town charge" (Int. No. 1504), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Kavanaugh	Perry	Smith J T
Allen F E	Ellis	Knapp	Phillips	Smith R H
Allen J G	Etzel	La Fetra	Plank	Standart
Apgar	Everett	La Rue	Platt	Steele
Bass	Fitzsimons	Lewis	Pratt	Stevens
Becker	Foelker	Machacek	Prentice	Sullivan
Beebe	Foster	Malloy	Prince	Thompson G F
Beihilf	Francisco	Mathews T F	Reeve	Thompson J A
Bird	Freidel	Matthews C R	Reilly	Tompkins
Brady	Fuller	McKeown	Rigby	Waddell
Burnett	Gates	McManus	Rogers	Wade
Burns	Grady	Mead	Rosenstein	Wadsworth
Cadin	Gray	Miller	Salomon	Wainwright
Cahn	Gurnett	Monroe	Sammon	West
Callahan	Hackett	Murphy	Santee	Wemple
Caughlan	Hammond	Newton	Scovill	Whitney G H
Charles E E	Hanford	Nugent	Shanahan	Wiegand
Charles W B	Hapeman	Ogden	Sheehy	Wilson
Coon	Hastings	O'Neill	Sheldon	Wolf
Coutant	Hooker	Palmer	Sherry	Wood F C
Cowan	Hornidge	Parker	Shuttleworth	Wood F X
Cunningham	Hubbs	Patton	Smith A P	Yale
Dale	Hurd	Pendry	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2186) entitled "An act to amend the Greater New York charter, relative to the municipal courts" (Int. No. 1041), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Pendry	Smith J T
Allen F E	Cowan	Hooper	Perry	Smith R H
Anderson	Cunningham	Hubbs	Phillips	Standart
Apgar	Dale	Kavanaugh	Plank	Stanley
Bass	Donovan	Knapp	Pratt	Steele
Becker	Dowling	La Fetra	Prentice	Sullivan
Bedell	Ellis	Leggett	Prince	Tenjost
Beebe	Etzel	Lewis	Quinn	Thompson G F
Beihilf	Everett	Maier	Reeve	Thonet
Bird	Fish	Malloy	Reilly	Waddell
Brady	Foelker	Mathews T F	Rigby	Wagner
Brooks	Foster	Matthews C R	Rogers	Wadsworth
Burns	Freidel	McKeown	Salomon	Wainwright
Burzynski	Fuller	McManus	Sammon	Wedemeyer
Byrne	Gates	Mead	Schoeneck	Wemple
Cahn	Grady	Miller	Scovill	Whitney F G
Callahan	Grattan	Monroe	Shanahan	Whitney G H
Carrier	Gray	Moreland	Sheehy	Wilsnack
Caughlan	Hackett	Newton	Sherry	Wilson
Charles E E	Hammond	Nugent	Shuttleworth	Wolf
Charles W B	Hanford	Ogden	Slocum	Wood F X
Cooke	Hapeman	Parker	Smith A P	Yale
Coon	Hastings	Patton	Smith A E	Young

In the negative:

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2185) entitled "An act to amend the Code of Civil Procedure, relative to the possession of property on giving security" (Int. No. 402), was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Knapp	Perry	Standart
Allen F E	Dale	La Fetra	Phillips	Stanley
Anderson	Dodd	La Rue	Plank	Stevens
Apgar	Dowling	Leggett	Platt	Tenjost
Bass	Ellis	Lewis	Pratt	Thompson G F
Becker	Etzel	Machacek	Prentice	Thompson J A
Bedell	Evans	Miller	Quinn	Tompkins
Beebe	Fish	Malloy	Reeve	Waddell
Bird	Fitzsimons	Mathews T F	Rigby	Wagner
Bisland	Foelker	Matthews C R	Rogers	Wadsworth
Brady	Francisco	McKeown	Rosenstein	Wainwright
Brooks	Freidel	McManus	Salomon	Wedemeyer
Burns	Fuller	Mead	Sammon	West
Burzynski	Gardner	Merritt	Santee	Wemple
Byrne	Grady	Miller	Scovill	Whitney G H
Cadin	Gray	Monroe	Shanahan	Wiegand
Callahan	Gurnett	Moreland	Sheehy	Wilsnack
Caughlan	Hammond	Newton	Sheldon	Wilson
Charles E E	Hapeman	Nugent	Shuttleworth	Wolf
Charles W B	Hartman	O'Neill	Slocum	Wood F C
Coon	Hooker	Palmer	Smith A P	Wood F X
Cotton	Hooper	Parker	Smith A E	Yale
Cowan	Hornidge	Patton	Smith J E	Young
Cox	Hurd	Pendry	Smith J T	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 836, Assembly reprint No. 2188) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the jurisdiction of the police court and police justices" (Rec. No. 193), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hurd	Perry	Smith R H
Allen F E	Cox	Kavanaugh	Phillips	Standart
Allen J G	Cunningham	Knapp	Plank	Stanley
Anderson	Dale	La Fetra	Platt	Steele
Apgar	Dodd	La Rue	Pratt	Stevens
Bass	Dowling	Leggett	Prentice	Sullivan
Becker	Ellis	Lewis	Prince	Tenjost
Bedell	Etzel	Maier	Quinn	Thompson J A
Beihilf	Evans	Malloy	Reeve	Thonet
Bird	Everett	Mathews T F	Reilly	Tompkins
Bisland	Fitzsimons	Matthews C R	Rigby	Waddell
Brady	Foelker	McKeown	Rogers	Wade
Burnett	Foster	McManus	Salomon	Wagner
Burns	Francisco	Mead	Sammon	Wadsworth
Burzynski	Freidel	Merritt	Santee	Wedemeyer
Byrne	Gardner	Miller	Schoeneck	West
Cadin	Gates	Monroe	Scovill	Wemple
Cahn	Grady	Moreland	Sheehy	Whitney F G
Callahan	Grattan	Murphy	Sheldon	Wiegand
Carrier	Gray	Newton	Sherry	Wilsnack
Caughlan	Hackett	Nugent	Shuttleworth	Wilson
Charles E E	Hanford	Ogden	Slocum	Wolf
Charles W B	Hapeman	O'Neill	Smith A P	Wood F C
Cooke	Hornidge	Palmer	Smith A E	Wood F X
Coon	Hooker	Parker	Smith J E	Yale
Cotton	Hornidge	Patton	Smith J T	Young
Coutant	Hubbs	Pendry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 2187) entitled "An act to amend the Tax Law, in relation to the levying of taxes upon and the resale of real property that has been once sold for taxes" (Int. No. 1276), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hanford	Palmer	Smith J E
Allen F E	Cotton	Hartman	Parker	Smith J T
Allen J G	Coutant	Hastings	Patton	Smith R H
Anderson	Cowan	Hooper	Pendry	Standart
Apgar	Cunningham	Hubbs	Perry	Stanley
Bass	Dale	Hurd	Plank	Stevens
Becker	Dodd	Kavanaugh	Platt	Sullivan
Bedell	Donovan	Knapp	Pratt	Tenjost
Beihilf	Dowling	La Rue	Prince	Thompson J A
Bird	Ellis	Leggett	Quinn	Tompkins
Bisland	Evans	Machacek	Reeve	Waddell
Brady	Everett	Maier	Reilly	Wade
Brooks	Fish	Matthews C R	Rigby	Wadsworth
Burnett	Fitzsimons	McKeown	Rosenstein	Wagner
Burns	Foelker	McManus	Salomon	West
Burzynski	Foster	Mead	Sammon	Wemple
Byrne	Francisco	Merritt	Santee	Whitney F G
Cadin	Freidel	Miller	Schoeneck	Wiegand
Cahn	Gardner	Monroe	Scovill	Wilsnack
Callahan	Gates	Moreland	Shanahan	Wolf
Carrier	Grady	Murphy	Sheldon	Wood F C
Caughlan	Gray	Newton	Sherry	Wood F C
Charles E E	Gurnett	Nugent	Shuttleworth	Yale
Charles W B	Hackett	Ogden	Slocum	Young
Cooke	Hammond	O'Neill	Smith A P	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1594) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jairus Pierce against the State of New York for damages alleged to have been sustained by him and to render judgment therefor" (Int. No. 1239), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hastings	Patton	Smith J T
Allen F E	Coutant	Hooper	Pendry	Smith R H
Allen J G	Cowan	Hornidge	Perry	Standart
Anderson	Cox	Hubbs	Phillips	Stanley

Apgar	Cunningham	Kavanaugh	Plank	Steele
Bass	Dale	La Fetra	Platt	Stevens
Becker	Donovan	La Rue	Pratt	Thonet
Bedell	Dowling	Lewis	Prentice	Thompson G F
Beebe	Ellis	Machacek	Prince	Thonet
Beihilf	Etzel	Maier	Quinn	Tompkins
Bird	Evans	Malloy	Reeve	Waddell
Bisland	Everett	Mathews T F	Reilly	Wade
Brady	Fish	Matthews C R	Rigby	Wagner
Brooks	Fitzsimons	McKeown	Rogers	Wadsworth
Burnett	Foelker	McManus	Schoeneck	Wainwright
Burns	Foster	Mead	Rosenstein	Wedemeyer
Burzynski	Francisco	Merritt	Sammon	Wolf
Byrne	Freidel	Miller	Santee	Wood F C
Cadin	Gardner	Monroe	Schoeneck	Whitney G H
Cahn	Gates	Moreland	Scovill	Wiegand
Callahan	Grady	Murphy	Shanahan	Wilson
Carrier	Gray	Newton	Sheehy	Wolf
Caughlan	Gurnett	Nugent	Sheldon	Wood F C
Charles E E	Hackett	Ogden	Sherry	Wood F X
Charles W B	Hammond	O'Neill	Shuttleworth	Yale
Cooke	Hanford	Palmer	Smith A P	Young
Coon	Hartman	Parker	Smith A E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1064) entitled "An act to amend the Greater New York charter in relation to buildings in the city of New York" (Rec. No. 337), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooper	Patton	Smith J T
Allen F E	Dodd	Horndige	Perry	Smith R H
Allen J G	Donovan	Hubbs	Phillips	Stanley
Anderson	Dowling	Hurd	Plank	Steele
Apgar	Etzel	Kavanaugh	Platt	Stevens
Bass	Evans	Knapp	Pratt	Sullivan
Becker	Everett	La Fetra	Prentice	Tenjost
Bedell	Fish	La Rue	Prince	Thompson G F
Beebe	Fitzsimons	Leggett	Quinn	Thompson J A
Beihilf	Foelker	Lewis	Reeve	Tompkins
Bisland	Foster	Machacek	Reilly	Waddell
Brady	Francisco	Maier	Rogers	Wade
Brooks	Freidel	Malloy	Rosenstein	Wadsworth

Burnett	Fuller	Mathews T F	Salomon	Wainwright
Burzynski	Gardner	Matthews C R	Sammon	Wedemeyer
Byrne	Gates	McKeown	Santee	West
Cadin	Grady	McManus	Schoeneck	Wemple
Cahn	Grattan	Mead	Scovill	Whitney F G
Callahan	Gray	Miller	Shanahan	Whitney G H
Caughlan	Gurnett	Monroe	Sheehy	Wiegand
Charles E E	Hackett	Murphy	Sherry	Wilsnack
Cooke	Hammond	Newton	Shuttleworth	Wilson
Coon	Hanford	Nugent	Slocum	Wood F C
Cotton	Hapeman	Ogden	Smith A P	Wood F X
Coutant	Hartman	Palmer	Smith A E	Yale
Cowan	Hastings	Parker	Smith J E	Young
Cox	Hooker			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1023) entitled "An act to amend the Penal Code, relative to juvenile offenders and the suspension of sentence" (Rec. No. 221), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1204) entitled "An act for the relief of certain volunteer firemen of the village of Brighton, Monroe county, N. Y." (Rec. No. 378), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Patton	Smith J E
Allen F E	Cunningham	Hubbs	Pendry	Smith J T
Allen J G	Dale	Hurd	Perry	Smith R H
Anderson	Donovan	Knapp	Phillips	Standart
Apgar	Ellis	La Fetra	Plank	Stanley
Bass	Etzel	Leggett	Platt	Stevens
Becker	Evans	Lewis	Pratt	Sullivan

Bedell	Fish	Machacek	Prentice	Tenjost
Beebe	Fitzsimons	Mead	Prince	Thompson G F
Beihilf	Foelker	Malloy	Quinn	Thompson J A
Bird	Foster	Mathews T F	Reeve	Tompkins
Bisland	Francisco	Matthews C R	Rigby	Wade
Brady	Fuller	McKeown	Rogers	Wagner
Brooks	Gardner	McManus	Rosenstein	Wadsworth
Burnett	Gates	Mead	Salomon	Wainwright
Burns	Grady	Merritt	Sammon	Wedemeyer
Burzynski	Grattan	Miller	Santee	West
Byrne	Gray	Monroe	Rosenstein	Whitney F G
Cahn	Gurnett	Moreland	Scovill	Whitney G H
Callahan	Hackett	Murphy	Shanahan	Wiegand
Carrier	Hammond	Newton	Sheehy	Wilson
Caughlan	Hanford	Nugent	Sheldon	Wolf
Charles E E	Hartman	Ogden	Sherry	Wood F C
Cooke	Hastings	O'Neill	Shuttleworth	Wood F X
Coon	Hooker	Palmer	Slocum	Yale
Coutant	Hooper	Parker	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1146) entitled "An act to amend the Village Law, in relation to the borrowing of money for certain purposes" (Rec. No. 301), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 558) entitled "An act relating to the operations of the United States Coast and Geodetic Survey in the State of New York" (Rec. No. 169), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1156) entitled "An act to amend the Penal Code in relation to crimes against the public health and safety" (Rec. No. 344), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hammond	Ogden	Smith A P
Allen F E	Cotton	Hanford	O'Neill	Smith J E
Allen J G	Coutant	Hartman	Palmer	Smith J T
Anderson	Cowan	Hastings	Parker	Standart
Apgar	Ellis	Hooker	Patton	Stanley
Bass	Cunningham	Hornidge	Pendry	Stevens
Becker	Dale	Hubbs	Phillips	Sullivan
Bedell	Dodd	Kavanaugh	Plank	Tenjost
Beebe	Donovan	La Fetra	Platt	Thompson J A
Beihilf	Dowling	La Rue	Prentice	Thonet
Bird	Ellis	Lewis	Quinn	Tompkins
Bisland	Etzel	Machacek	Reeve	Wade
Brady	Evans	Maier	Reilly	Wagner
Brooks	Everett	Malloy	Rigby	Wadsworth
Burnett	Fish	Mathews T F	Rogers	Wainwright
Burns	Fitzsimons	Matthews C R	Rosenstein	West
Burzynski	Foelker	McKeown	Salomon	Wemple
Byrne	Foster	McManus	Sammon	Whitney G H
Cadin	Francisco	Mead	Schoeneck	Wiegand
Cahn	Freidel	Merritt	Scovill	Wilsnack
Callahan	Fuller	Miller	Shanahan	Wolf
Carrier	Gardner	Monroe	Sheldon	Wood F C
Caughlan	Grady	Moreland	Sherry	Wood F X
Charles E E	Gardner	Murphy	Shuttleworth	Yale
Charles W B	Gray	Newton	Slocum	Young
Cooke	Gurnett	Nugent		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 247) entitled "An act to amend the Forest, Fish and Game Law, in relation to the sale of trout" (Rec. No. 336), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 830) entitled "An act to amend the Forest, Fish and Game Law, relative to destruction of nets" (Rec. No. 291), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	LaFetra	Prentice	Steele
Allen F E	Donovan	La Rue	Prince	Stevens
Allen J G	Ellis	Lewis	Quinn	Sullivan
Anderson	Evans	Machacek	Reeve	Thompson G F
Apgar	Everett	Maier	Rigby	Thompson J A
Bass	Fish	Malloy	Rogers	Thonet
Becker	Fitzsimons	Matthews C R	Rosenstein	Tompkins
Bedell	Foelker	McKeown	Salomon	Waddell
Beihilf	Foster	McManus	Sammon	Wade
Bird	Freidel	Mead	Santee	Wagner
Bisland	Gardner	Miller	Schoeneck	Wadsworth
Brady	Gates	Monroe	Scovill	Wainwright
Brooks	Grady	Moreland	Shanahan	Wedemeyer
Burns	Grattan	Newton	Sheehy	West
Burzynski	Gray	Nugent	Sheldon	Wemple
Byrne	Gurnett	Ogden	Sherry	Whitney F G
Cahn	Hackett	O'Neill	Shuttleworth	Wiegand
Callahan	Hanford	Palmer	Slocum	Wilsnack
Carrier	Hapeman	Parker	Smith A P	Wilson
Caughlan	Hastings	Patton	Smith A E	Wolf
Charles W B	Hooker	Pendry	Smith J E	Wood F C
Coon	Hornidge	Perry	Smith R H	Wod F X
Cotton	Hubbs	Plank	Standart	Yale
Cowan	Hurd	Platt	Stanley	Young
Cunningham	Knapp	Pratt		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 576) entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the

forests, fish and game of the State, constituting chapter 31 of the general laws" (Rec. No. 307), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Hooper	Parker	Stanley
Allen F E	Ellis	Hornidge	Patton	Steele
Allen J G	Etzel	Hubbs	Pendry	Stevens
Apgar	Evans	Hurd	Perry	Sullivan
Bedell	Everett	Knapp	Phillips	Thompson G F
Beihilf	Fish	La Fetra	Plank	Thompson J A
Bird	Fitzsimons	La Rue	Pratt	Thonet
Brady	Foelker	Leggett	Prince	Waddell
Burnett	Foster	Lewis	Quinn	Wade
Burns	Francisco	Machacek	Reilly	Wagner
Byrne	Fuller	Maier	Rogers	Wainwright
Cadin	Gardner	Malloy	Rosenstein	Wedemeyer
Cahn	Gates	Mathews T F	Sammon	West
Callahan	Grady	Matthews C R	Schoeneck	Whitney F G
Carrier	Grattan	McKeown	Shanahan	Whitney G H
Charles E E	Gurnett	McManus	Sheehy	Wilsnack
Charles W B	Hackett	Mead	Sheldon	Wilson
Cooke	Hammond	Merritt	Shuttleworth	Wolf
Cotton	Hanford	Monroe	Smith A P	Wood F C
Cowan	Hapeman	Moreland	Smith A E	Wood F X
Cox	Hartman	Nugent	Smith J E	Yale
Dale	Hastings	Ogden	Smith J T	Young
Dodd	Hooker	Palmer	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1086) entitled "An act to amend the Banking Law in relation to the amount which a bank or trust company may loan to any person, company, corporation or firm" (Rec. No. 339), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Parker	Smith R H
Allen F E	Cox	Hastings	Patton	Stanley
Allen J G	Cunningham	Hooper	Pendry	Steele
Anderson	Dale	Hornidge	Perry	Stevens
Apgar	Dodd	Hubbs	Phillips	Sullivan
Bass	Donovan	Hurd	Plank	Tenjost
Becker	Dowling	Kavanaugh	Pratt	Thompson J A
Bedell	Ellis	La Fetra	Prentice	Thonet
Beebe	Etzel	La Rue	Prince	Tompkins
Beihilf	Evans	Leggett	Quinn	Waddell
Bird	Everett	Machacek	Reilly	Wade
Bisland	Fish	Maier	Rigby	Wagner
Brady	Fitzsimons	Malloy	Rogers	Wadsworth
Brooks	Foelker	Mathews T F	Rosenstein	Wedemeyer
Burnett	Foster	Matthews C R	Salomon	West
Burns	Francisco	McKeown	Sammon	Wemple
Burzynski	Freidel	McManus	Schoeneck	Whitney F G
Cadin	Fuller	Merritt	Scovill	Wiegand
Cahn	Gardner	Miller	Shanahan	Wilsnack
Callahan	Grady	Monroe	Sheehy	Wilson
Caughlan	Grattan	Moreland	Sherry	Wolf
Charles E E	Gray	Newton	Shuttleworth	Wood F C
Charles W B	Gurnett	Nugent	Slocum	Wood F X
Cooke	Hackett	Ogden	Smith A E	Yale
Cotton	Hammond	O'Neill	Smith J E	Young
Coutant	Hapeman	Palmer	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 203) entitled "An act to amend chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York,' relative to salaries" (Rec. No. 350), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Parker	Smith J T
Allen F E	Cox	Hastings	Patton	Smith R H
Allen J G	Cunningham	Hooker	Pendry	Stanley
Anderson	Dodd	Hooper	Perry	Steele
Apgar	Donovan	Hubbs	Phillips	Stevens
Bass	Ellis	Hurd	Plank	Tenjost
Becker	Etzel	Knapp	Pratt	Thompson G F
Bedell	Evans	La Rue	Prentice	Thompson J A
Beihilf	Everett	La Fetra	Prince	Thonet
Bird	Fish	Leggett	Quinn	Waddell
Bisland	Fitzsimons	Lewis	Reeve	Wade
Brady	Foelker	Maier	Reilly	Wagner
Brooks	Foster	Malloy	Rogers	Wadsworth
Burnett	Francisco	Mathews T F	Rosenstein	Wedemeyer
Burns	Freidel	Matthews C R	Salomon	West
Burzynski	Fuller	McKeown	Sammon	Wemple
Byrne	Gardner	McManus	Santee	Whitney F G
Cadin	Gates	Miller	Scovill	Whitney G H
Cahn	Grady	Monroe	Sheehy	Wiegand
Callahan	Grattan	Moreland	Sheldon	Wilson
Carrier	Gray	Murphy	Sherry	Wolf
Caughlan	Gurnett	Newton	Shuttleworth	Wood F C
Charles W B	Hackett	Nugent	Smith A P	Wood F X
Cooke	Hammond	Ogden	Smith A E	Yale
Coon	Hanford	O'Neill	Smith J E	Young
Coutant	Hapeman	Palmer		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 713) entitled "An act to amend the Labor Law relative to the evidence of age of minor employees in factories, mercantile and other establishments" (Rec. No. 318), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hastings	O'Neill	Stanley
Allen F E	Cunningham	Hooker	Parker	Steele
Allen J G	Dale	Hooper	Patton	Stevens
Anderson	Dodd	Hubbs	Pendry	Sullivan

Apgar	Donovan	Hurd	Perry	Tenjost
Bass	Dowling	Kavanaugh	Phillips	Thompson G F
Becker	Etzel	Knapp	Plank	Thompson J A
Bedell	Evans	La Fetra	Pratt	Thonet
Beebe	Everett	La Rue	Prentice	Tompkins
Beihilf	Fish	Leggett	Prince	Waddell
Bird	Foelker	Machacek	Reeve	Wagner
Bisland	Foster	Maier	Reilly	Wadsworth
Brooks	Francisco	Malloy	Rigby	Wainwright
Burnett	Freidel	Mathews T F	Rosenstein	West
Burns	Fuller	Matthews C R	Salomon	Wemple
Byrne	Gates	McKeown	Santee	Whitney F G
Cadin	Grady	McManus	Scovill	Whitney G H
Cahn	Grattan	Mead	Shanahan	Wilsnack
Callahan	Gray	Merritt	Sheldon	Wilson
Carrier	Gurnett	Miller	Sherry	Wolf
Charles E E	Hackett	Monroe	Slocum	Wood F C
Charles W B	Hammond	Moreland	Smith A E	Wood F X
Coon	Hanford	Newton	Smith J E	Yale
Cotton	Hapeman	Nugent	Smith R H	Young
Coutant	Hartman	Ogden		

In the negative:

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1184) entitled "An act to amend the Greater New York charter relative to employees of ferries" (Rec. No. 300), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 880) entitled "An act to amend the Navigation Law, relative to fees for inspections and licenses" (Rec. No. 269), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1183) entitled "An act to authorize the board of assessors of the city of New York to determine and allow the damage sustained by owners of real property in the borough of Manhattan, city of New York, by reason of the construction of the viaduct in Riverside avenue over West Ninety-sixth street" (Rec. No. 332), was read the third time, having

been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Patton	Smith J E
Allen F E	Daie	Hubbs	Pendry	Smith J T
Allen J G	Dodd	Hurd	Perry	Smith R H
Apgar	Donovan	Kavanaugh	Phillips	Standart
Bass	Dowling	Knapp	Plank	Stanley
Becker	Ellis	La Fetra	Platt	Steele
Bedell	Etzel	La Rue	Pratt	Stevens
Beebe	Everett	Leggett	Prentice	Sullivan
Beihilf	Fish	Lewis	Prince	Tenjost
Bird	Fitzsimons	Machacek	Quinn	Thompson G F
Bisland	Foster	Maier	Reeve	Thompson J A
Brady	Francisco	Malloy	Rigby	Thonet
Burnett	Freidel	Mathews T F	Rogers	Waddell
Burns	Fuller	Matthews C R	Rosenstein	Wade
Burzynski	Gardner	McKeown	Salomon	Wagner
Cadin	Grady	McManus	Sammon	Wadsworth
Cahn	Grattan	Mead	Santee	Wedemeyer
Callahan	Gray	Merritt	Schoeneck	West
Carrier	Gurnett	Miller	Scovill	Wemple
Caughlan	Hackett	Monroe	Shanahan	Whitney F G
Charles E E	Hammond	Moreland	Sheehy	Whitney G H
Charles W B	Hanford	Newton	Sheldon	Wilson
Coon	Hapeman	Nugent	Sherry	Wolf
Cotton	Hartman	Ogden	Shuttleworth	Wood F C
Coutant	Hastings	O'Neill	Slocum	Wood F X
Cowan	Hooker	Palmer	Smith A P	Yale
Cox	Hooper	Parker	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1089) entitled "An act to authorize the board of estimate and apportionment of the city of New York to release the interest of the city of New York in and to certain lands in the borough of Brooklyn in said city" (Rec. No. 263), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 701) entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes" (Rec. No. 206), having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1169) entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property" (Rec. No. 337), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate returned the Assembly bill (No. 1868, Senate reprint No. 1345) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 1373), with a message that they have concurred in the passage of the same with the following amendment:

Strike out all after the enacting clause and insert Senate bill No. 1345.

Mr. Rogers moved to nonconcur in the amendment of the Senate thereto, and that a committee of conference be appointed thereon and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly, Messrs. Rogers, Burnett, Fish, Monroe and Palmer.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have nonconcurred in the passage of the same, and have requested a committee of conference thereon, and have appointed such committee on the part of the Assembly.

Mr. Lewis offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1778, entitled "An act appropriating certain lands in the city of Oswego to the use of the Oswego Hospital" (Int. No. 1327), for the purpose of transmission to the mayor of the city of Oswego.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Hammond offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 579, entitled "An act to amend the Code of Civil Procedure relating to the disposition of the real estate of decedents for the payment of debts and funeral expenses" (Int. No. 533), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Hastings offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 2011, entitled "An act to amend chapter 44 of the Laws of 1853, entitled 'An act for the better support of the poor in the town of Newburgh in the county of Orange,' in relation to the corporate name and terms of the commissioners of the almshouse" (Int. No. 382), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. G. H. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 741, entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' relative to ordinances pertaining to the fire alarm telegraph system" (Int. No. 660), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the mayor of the city of Niagara Falls, requesting the return to the Senate of Senate bill No. 251, entitled "An act to amend chapter 300 of the Laws of 1904, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls,' in relation to the powers of said city to acquire a water-works system" (Rec. No. 66), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 546, Assembly reprint No. 1677, entitled "An act to provide for the safety of passengers and for protection against fire on excursion boats" (Rec. No. 110), for the purpose of transmission to the mayor of the city of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1165, Senate reprint No. 1310) entitled "An act to grant to the city of Geneva all the interest of the people of the State of New York in certain lands formerly under the waters of Seneca lake, but which have been partially filled in, for the purpose of a public park, and to provide for acquiring interests of abutting owners" (Int. No. 967), with a message that they have concurred in the passage of the same with the following amendment:

Page 4, lines 1 to 7, inclusive, strike out from the word "all" to the word "improvement," inclusive.

Mr. Burnett moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hooker	Patton	Smith A P
Allen F E	Coutant	Hooper	Pendry	Smith A E
Allen J G	Cowan	Hubbs	Perry	Smith J E
Anderson	Cox	Hurd	Phillips	Smith J T
Apgar	Cunningham	Knapp	Plank	Standart
Bass	Dale	La Fetra	Platt	Stanley
Becker	Donovan	La Rue	Pratt	Steele
Bedell	Dowling	Leggett	Prentice	Stevens
Beebe	Ellis	Lewis	Prince	Tenjost
Beihilf	Evans	Machacek	Quinn	Thompson G F
Bird	Everett	Maier	Reeve	Thompson J A
Bisland	Fish	Malloy	Reilly	Thonet
Brady	Fitzsimons	Mathews T F	Rigby	Waddell
Brooks	Foelker	Matthews C R	Rogers	Wagner
Burnett	Foster	McKeown	Rosenstein	Wadsworth
Burns	Freidel	McManus	Salomon	Wainwright
Burzynski	Fuller	Mead	Sammon	West
Byrne	Gardner	Miller	Santee	Whitney F G
Cadin	Grady	Monroe	Schoeneck	Whitney G H
Cahn	Grattan	Moreland	Scovill	Wilsnack
Callahan	Gurnett	Murphy	Shanahan	Wilson

Carrier	Hackett	Newton	Sheehy	Wolf
Caughlan	Hanford	Ogden	Sheldon	Wood F C
Charles E E	Hapeman	O'Neill	Sherry	Wood F X
Charles W B	Hartman	Palmer	Shuttleworth	Yale
Cooke	Hastings	Parker	Slocum	Young
Coon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 2168) entitled "An act to provide for the erection of a new high school in the city of Syracuse" (Int. No. 1190), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

The Senate returned the following entitled bills:

"An act to supplement the provisions of law relating to the department of finance of the city of Syracuse." (No. 1562, Senate reprint No. 1315, Int. No. 1226.)

"An act to supplement the provisions of law relating to the department of public safety of the city of Syracuse." (No. 1543, Senate reprint No. 1316, Int. No. 1228.)

"An act to supplement the provisions of law relating to the department of public works of the city of Syracuse." (No. 1541, Senate reprint No. 1313, Int. No. 1224.)

"An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse." (No. 1542, Senate reprint No. 1314, Int. No. 1225.)

"An act to supplement the provisions of law relating to the police pension fund and firemen's pension fund of the city of Syracuse." (No. 1513, Senate reprint No. 1311, Int. No. 1196.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Syracuse.

The Senate returned the bill (No. 1540) entitled "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' relative to certain actions against said city" (Int. No. 1227), with

a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

A communication was received from Messrs. John E. Andrews and Edward F. Brush, mayors of the cities of Yonkers and Mount Vernon, returning Assembly bill No. 1797, entitled "An act to provide for the construction and maintenance of a sanitary trunk sewer and sanitary outlet sewer in the county of Westchester, and to provide means for the payment therefor" (Int. No. 531), with a message that said mayors and the common councils of said cities, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Rogers, the House adjourned.

TUESDAY, APRIL 25, 1905.

The House met pursuant to adjournment.

Prayer by Rev. A. H. Lucas.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Francisco was excused for the week beginning April 24.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Insanity Law, relating to the management of State hospitals, abolishing the boards of visitation and creating boards of managers therefor, and defining the powers and duties of the boards of managers and of the State Commission in Lunacy" (No. 1326, Rec. No. 400), which was read the first time and referred to the committee on the judiciary.

"An act to amend section 88 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws as amended by chapter 334 of the Laws

of 1894'" (No. 1242, Rec. No. 401), which was read the first time and referred to the committee on internal affairs.

"An act to establish in the city of Troy an inferior court of criminal jurisdiction, to be known as the children's court, to provide for the appointment of a justice thereof, and to regulate and prescribe the jurisdiction thereof" (No. 1258, Rec. No. 402), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the State Charities Law relative to purchases, contracts and estimates by State charitable institutions" (No. 1334, Rec. No. 403), which was read the first time and referred to the committee on the judiciary.

"An act authorizing the town board of the town of Greenburgh, in the county of Westchester, to change the boundaries of any election district in such town" (No. 1228, Rec. No. 404), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 2510 of the Code of Civil Procedure in relation to the examination of the witnesses to wills" (No. 1100, Rec. No. 405), which was read the first time and referred to the committee on codes.

"An act to extend the Grand Boulevard and Concourse established by chapter 130 of the Laws of 1895, and the approaches thereto" (No. 1195, Rec. No. 406), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tax Law, in relation to taxable transfers" (No. 1223, Rec. No. 407), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and acts amending the same'" (No. 1299, Rec. No. 408), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Code of Criminal Procedure, relative to the jurisdiction of courts of special sessions" (No. 1229, Rec.

No. 409), which was read the first time and referred to the committee on codes.

"An act to amend an act, entitled 'An act to incorporate the city of Johnstown,' being chapter 568 of the Laws of 1895" (No. 1243, Rec. No. 410), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 88 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville'" (No. 1244, Rec. No. 411), which was read the first time and referred to the committee on affairs of cities.

Mr. Gates introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Talcott Wells and John Wells against the State for damages alleged to have been sustained by them, and to render judgment therefor" (Int. No. 1565), which was read the first time and referred to the committee on claims.

Mr. Apgar introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrator of the goods, chattels and credits, to be hereafter appointed, of Harold A. Greene, deceased, or the heirs-at-law and next of kin of said Harold A. Greene, deceased, against the State of New York for damages for the death of said Harold A. Greene, deceased" (Int. No. 1566), which was read the first time and referred to the committee on claims.

Mr. Steele introduced a bill entitled "An act to amend the Railroad Law, in relation to the prompt transportation of freight" (Int. No. 1567), which was read the first time and referred to the committee on railroads.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act authorizing the grant or conveyance of certain lands by the city of Oswego to the use of the Order of the Sisters of St. Francis for hospital purposes." (No. 2181, Int. No. 1517.)

"An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation proceedings, injunction proceedings, special liquor tax certificates, convictions, and reports and fees of county clerks." (No. 2094, Int. No. 1332.)

"An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pesthouse, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds." (No. 2211, Int. No. 1531.)

"An act to amend the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (No. 2218, Int. No. 1382.)

"An act to authorize the common council of the city of Elmira to change the course of Badger creek in said city." (No. 1995, Int. No. 1435.)

"An act to change the name of the Sacred Heart Academy to Clason Point Military Academy." (No. 2191, Int. No. 1521.)

"An act authorizing the village of Weedsport to issue bonds." (No. 2177, Int. No. 1511.)

"An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties." (No. 2193, Int. No. 1523.)

"An act to amend the charter of the city of New Rochelle in relation to the publication of notice to construct and keep in repair curbs, gutters and sidewalks." (No. 2192, Int. No. 1522.)

"An act to provide for clearing out the obstructions from the outlet of Parker's pond in the town of Cato, county of Cayuga, and for paying the cost thereof." (No. 2195, Int. No. 510.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker & Co. against the State for damages alleged to have been sus-

tained by it, and to render judgment therefor." (No. 969, Int. No. 827.)

"An act to amend the Banking Law, relative to loans upon the second or divided mortgage plan." (No. 2196, Int. No. 479.)

"An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor." (No. 2202, Int. No. 1381.)

"An act to amend chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville,' relative to assessment rolls." (No. 2201, Int. No. 1397.)

"An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over Prospect avenue at Seeley street, borough of Brooklyn, in the city of New York." (No. 2194, Int. No. 940.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the application of said act to the city of Yonkers." (No. 2162, Int. No. 1500.)

"An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof." (No. 1911, Int. No. 1400.)

"An act to vacate and abandon a portion of Second street in the village of Oneida Castle as a street, and providing that the land lying contiguous to such abandoned portion on the south shall be bounded northerly by a line one rod northerly of the present southerly line of said street and releasing strip one rod in width to Charles Hitchcock and the remainder of said street to the village of Oneida Castle." (No. 2199, Int. No. 1398.)

"An act to amend chapter 206 of the Laws of 1902, entitled 'An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and

reinterment of the remains of deceased soldiers and to provide for the annual care of soldiers' plots in cemeteries,' providing for the payment of certain expenses by the county." (No. 2197, Int. No. 334.)

"An act to amend chapter 568 of the Laws of 1895, entitled 'An act to incorporate the city of Johnstown, relative to streets.'" (No. 2200, Int. No. 1458.)

"An act to amend the Lien Law, relative to the lien of keepers of automobile garages." (No. 2198, Int. No. 834.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to authorize the city of Watertown to borrow money for current municipal expenses arising in relation to the Roswell P. Flower Memorial Library, the maintenance and repair of school buildings and highways, the construction, maintenance and repair of sewers, and to pay temporary deficiencies in the funds of the board of education and the board of public safety, and to issue therefor certificates of indebtedness." (No. 1028, Rec. No. 306.)

"An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' in relation to poll tax and the enforcement of the collection thereof." (No. 2044, Int. No. 1444.)

"An act to amend section 6 of chapter 306 of the Laws of 1893, entitled 'An act to establish a State prison for women,' relative to salaries of guards." (No. 1775, Int. No. 1324.)

"An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder." (No. 2164, Int. No. 1502.)

"An act to amend chapter 785 of the Laws of 1895, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Bath, in the county of Steuben, and to repeal certain acts and parts of acts,' relative to the village attorney." (No. 2207, Int. No. 1527.)

"An act to legalize the acts of Leon C. Rhodes, a notary public." (No. 2173, Int. No. 1507.)

"An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (No. 2216, Int. No. 1536.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1455) entitled "An act providing for the appointment of commissioners to inquire into the advisability of preserving the waters of the Bronx river from pollution and of creating a reservation of the lands on either side of the river, and providing for the payment of the expenses of such commission" (Int. No. 1169), reported in favor of the passage of the same with the following amendment, and that the same be reprinted as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported:

Page 3, line 5, strike out the words "five thousand" and insert the words "fifteen hundred."

Which report was agreed to and said bill ordered reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2078) entitled "An act to amend section 13 of chapter 580 of the Laws of 1902, entitled 'An act in relation to the municipal court of the city of New York'" (Int. No. 1464), reported the same with the following amendment, and request that said bill be reprinted as amended and recommitted to said committee:

Page 2, line 10, after the word "discretion" insert the words "with the consent of the justice so assigned."

Which report was agreed to and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2076) entitled "An act to amend section 1355 of the Greater New York charter, relative to justices of the municipal court of the city of New York" (Int. No. 1462), reported the same with the following amendment, and request that said bill be reprinted as amended and recommitted to said committee:

Page 2, line 9, add the words "to be paid on the certificate of such president."

Which report was agreed to and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1447) entitled "An act to amend the Code of Civil Procedure with reference to sham answers and defenses" (Int. No. 1161), reported the same with the following amendments:

Page 1, line 6, strike out brackets around the period and change the small letter "i" to capital letter "I" in the word "In."

Same page, line 7, insert commas after the words "delivered" and "loaned."

Same page, line 8, insert a comma after the word "exchanged."

Page 2, line 1, strike out the words "When such action is," and insert a comma in place of the period after the word "property."

Same page, line 3, strike out the word and part of word "the pro-" and insert in place thereof the word "law;" also, strike out all of line 4 and the words "and five" in line 5.

Which report was agreed to and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Hammond, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the common council and to the nomination and election of members thereof." (No. 2229, Int. No. 1120.)

"An act to establish in the city of Troy an inferior court of criminal jurisdiction, to be known as the children's court, to provide for the appointment of a justice thereof, and to regulate and prescribe the jurisdiction thereof." (No. 2085, Int. No. 1470.)

"An act to permit the city of New York to acquire lands in Lincoln Cemetery in the borough of Brooklyn, city of New York, for highway or park purposes and to permit said cemetery to locate elsewhere." (No. 1993, Int. No. 1433.)

Senate, "An act to amend article 1, section 52, of chapter 690 of the Laws of 1892, as amended by chapter 725 of the Laws of 1893, as amended by chapter 722 of the Laws of 1901, constituting chapter 38 of the general laws, and known as the Insurance Law." (No. 902, Assembly reprint No. 2183, Rec. No. 219.)

"An act to amend the Insanity Law, relative to visits of certain institutions by commission and medical inspector." (No. 2082, Int. No. 1467.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries." (No. 2230, Rec. No. 226.)

"An act to amend the Military Code relating to arms, uniforms and equipment for the National Guard and Naval Militia." (No. 2175, Int. No. 1509.)

"An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands." (No. 2212, Int. No. 1532.)

"An act to provide for a commissioner of records of the county of New York." (No. 2131, Int. No. 1485.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2130) entitled "An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome" (Int. No. 1484), reported the same with the following recommendations:

Page 1, line 7, strike out the period after the third word "county" and insert a semicolon.

Same page, line 8, strike out the period after the word "Syracuse" and insert a semicolon.

Same page, line 9, strike out the period after the word "Rochester" and insert a semicolon.

Page 2, line 1, strike out the period after the word "Buffalo" and insert a semicolon.

Same page, line 2, after the word "Poughkeepsie" strike out the period and insert a semicolon; also, after the last word "county" strike out the period and insert a semicolon.

Same page, line 3, after the second word "Albany" strike out the period and insert a semicolon.

Same page, line 4, after the word "Watertown" strike out the period and insert a semicolon.

Same page, line 5, after the word "Herkimer" strike out the period and insert a semicolon.

Same page, line 6, after the word "Troy" strike out the period and insert a semicolon.

Same page, line 7, after the word "Lockport" strike out the period and insert a semicolon.

Same page, line 8, after the word "Bath" strike out the period and insert a semicolon.

Same page, line 9, after the word "Hempstead" strike out the period and insert a semicolon.

Same page, line 11, strike out the word "immediately" and insert the words "September first, nineteen hundred and five."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2203) entitled "An act to provide for the treatment of persons, residents of the city of New York, male and female, in the city of New York, who are habitually intoxicated or who are found guilty of intoxication or who become incompetent or dangerous from the use of alcoholic stimulants, opiates, narcotics or drugs of any description" (Int. No. 189), reported the same with the following recommendations:

Page 4, line 7, insert a period after the word "immediately," and strike out the words "on its passage."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 669) entitled "An act to amend the Code of Civil Procedure relative to trial of issues" (Int. No. 603), reported the same with the following recommendations:

In second line of title insert a comma after the word "procedure."

Page 1, line 1, strike out the words "After section nine hundred and seventy-two of;" same line, capitalize the word "the."

Same page, line 2, after the word "procedure" insert the words "is hereby amended by inserting therein;" also, strike out the words "there shall be inserted."

Same page, line 3, strike out the word "numbered" and insert the word "section;" also, insert a comma after the word "seventy-three," and strike out the second word "be" and insert the word "read."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1909) entitled "An act to amend the State

Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness and the inauguration of measures for its prevention" (Int. No. 1390), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-six" insert the words "entitled 'An act in relation to state charities constituting chapter twenty-six of the general laws,'" and strike out the words "known as the state charities."

Same page, line 3, strike out the word "law;" also, strike out the words "the addition of" and insert the word "inserting," and after the word "article" insert the words "to be article."

Same page, line 4, insert the word "and" at beginning of line before the words "to read as follows."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendations:

"An act appointing a committee to examine into the operations of the probation system and to report to the Legislature through the Governor." (No. 2083, Int. No. 1468.)

"An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health." (No. 716, Int. No. 636.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 1457) entitled "An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties" (Int. No. 1171), reported the same with the following recommendations:

Page 2, line 16, strike out the word "committee" and insert the word "committees;" also, strike out the word "districts" and insert the word "district."

Same page, line 17, after the word "class" insert a comma.

Same page, line 20, insert a comma after the word "applicable."

Page 3, line 11, strike out the word "such" and insert the word "each."

Same page, line 14, strike out the second word "so."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2257) entitled "An act to amend the Railroad Law, relative to the repair of streets" (Int. No. 1514), reported the same with the following recommendations:

Page 1, line 6, strike out the words "so as."

Page 2, line 2, strike out the letter "h" in the word "have" and insert the letter "p."

Same page, line 8, underscore the words "when a street is being paved."

Same page, line 9, underscore the words "to make."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 936) entitled "An act to amend chapter 112 of the Laws of 1896, and the acts amendatory thereof and supplementary thereto, known as the Liquor Tax Law" (Int. No. 807), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend the liquor tax law, relative to places where liquors may be sold."

Page 1, line 2, after the word "ninety-six" insert the words "entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,'"

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2256) entitled "An act to amend the Greater New York charter in relation rank to the salaries of surgeons of police" (Int. No. 1446), reported the same with the following recommendations:

Amend the title to read as follows:

"An act to amend the Greater New York charter, in relation to the rank and to the salaries of surgeons of police."

Page 1, line 1, after the word "of" insert the words "the Greater New York charter, as reenacted," and strike out the word "chapter."

Same page, strike out all of line 2.

Same page, line 3, strike out the words "and ninety-seven as amended."

Same page, line 4, strike out the words "known as the Greater."

Same page, line 5, strike out the words "New York charter."

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend the Military Code relating to arms, uniforms and equipment for the National Guard and Naval Militia." (No. 2175, Int. No. 1509.)

"An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands." (No. 2212, Int. No. 1532.)

"An act to provide for a commissioner of records of the county of New York." (No. 2131, Int. No. 1485.)

"An act to amend the Insanity Law, relative to visits of certain institutions by commission and medical inspector." (No. 2082, Int. No. 1467.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries." (No. 2230, Int. No. 226.)

"An act appointing a committee to examine into the operations of the probation system and to report to the Legislature through the Governor." (No. 2083, Int. No. 1468.)

"An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health." (No. 716, Int. No. 636.)

"An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws.'" (No. 2264, Rec. No. 182.)

"An act to amend the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (No. 2218, Int. No. 1382.)

"An act to amend the Town Law, in relation to shade trees and the appointment of a tree warden." (No. 2219, Int. No. 688.)

"An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties.'" (No. 2193, Int. No. 1523.)

"An act to amend the charter of the city of New Rochelle in relation to the publication of notice to construct and keep in repair curbs, gutters and sidewalks." (No. 2192, Int. No. 1522.)

"An act to change the name of the Sacred Heart Academy to Clason Point Military Academy." (No. 2191, Int. No. 1521.)

"An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pest house, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds." (No. 2211, Int. No. 1531.)

"An act authorizing the grant or conveyance of certain lands by the city of Oswego, to the use of the Order of the Sisters of St. Francis, for hospital purposes." (No. 2181, Int. No. 1517.)

"An act authorizing the village of Weedsport to issue bonds." (No. 2177, Int. No. 1511.)

"An act to authorize the common council of the city of Elmira to change the course of Badger creek in said city." (No. 1995, Int. No. 1435.)

"An act to amend chapter 785 of the Laws of 1895, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Bath, in the county of Steuben, and to repeal certain acts and parts of acts,' relative to the village attorney." (No. 2207, Int. No. 1527.)

"An act to legalize the acts of Leon C. Rhodes, a notary public." (No. 2173, Int. No. 1507.)

"An act to amend section 6 of chapter 306 of the Laws of 1893, entitled 'An act to establish a State prison for women,' relative to salaries of guards." (No. 1775, Int. No. 1324.)

Mr. Speaker, from the committee on rules, reported the following resolution:

Resolved, That hereafter no member shall speak upon a question more than five minutes, except by unanimous consent.

Mr. McKeown moved to amend by striking out the word "five" and inserting in place thereof the word "three."

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to said resolution as amended, and it was determined in the affirmative.

Mr. Rogers moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Agnew	Cunningham	Knapp	Plank	Steele
Allen F E	Dale	La Fetra	Platt	Stevens
Allen J G	Dodd	La Rue	Pratt	Sullivan
Anderson	Donovan	Leggett	Prentice	Tenjost
Bass	Dowling	Lewis	Prince	Thompson G F
Becker	Ellis	Machacek	Reeve	Thompson J A
Bedell	Evans	Maier	Reilly	Thonet

Beebe	Fish	Malloy	Rigby	Tompkins
Beihilf	Fitzsimons	Mathews T F	Rogers	Waddell
Bird	Foelker	Matthews C R	Rosenstein	Wade
Bisland	Foster	McKeown	Sammon	Wagner
Brady	Freidel	Mead	Santee	Wadsworth
Brooks	Fuller	Merritt	Schoeneck	Wainwright
Burnett	Gates	Miller	Scovill	Wedemeyer
Cadin	Grady	Monroe	Sheldon	West
Callahan	Grattan	Moreland	Sherry	Wemple
Carrier	Gray	Murphy	Shuttleworth	Whitney F G
Caughlan	Gurnett	Ogden	Slocum	Whitney G H
Charles E E	Hackett	O'Neill	Smith A P	Wiegand
Charles W B	Hammond	Palmer	Smith A E	Wilsnack
Cooke	Hartman	Parker	Smith J E	Wolf
Coon	Hastings	Patton	Smith J T	Wood F C
Cotton	Hooker	Pendry	Smith R H	Yale
Coutant	Hubbs	Perry	Standart	Young
Cowan	Kavanaugh	Phillips	Stanley	124

Mr. Rogers moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2164) entitled "An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' relative to the office of recorder." (Int. No. 1502.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 87
NOES 33

Those who voted in the affirmative were:

Agnew	Coutant	La Rue	Phillips	Standart
Allen F E	Cowan	Leggett	Plank	Stanley
Allen J G	Cunningham	Lewis	Platt	Steele
Bass	Dowling	Maier	Pratt	Stevens
Becker	Evans	Matthews C R	Prentice	Tenjost
Bedell	Fish	Mead	Reeve	Thompson G F
Beebe	Foelker	Merritt	Rigby	Thonet
Beihilf	Foster	Miller	Rogers	Waddell
Brady	Freidel	Monroe	Santee	Wade
Brooks	Gates	Moreland	Schoeneck	Wadsworth
Burnett	Grattan	Murphy	Scovill	Wemple

Cadin	Gray	Ogden	Sheldon	Whitney G H
Callahan	Hammond	O'Neill	Shuttleworth	Wilsnack
Carrier	Hartman	Parker	Slocum	Wilson
Charles E E	Hastings	Patton	Smith A P	Wood F C
Charles W B	Hooker	Pendry	Smith J E	Yale
Coon	Hubbs	Perry	Smith J T	Young
Cotton	Knapp			

Those who voted in the negative were:

Anderson	Dodd	La Fetra	Rosenstein	Smith R H
Bird	Ellis	Malloy	Salomon	Thompson J A
Byrne	Fitzsimons	McKeown	Sammon	Tompkins
Cahn	Fuller	Nugent	Shanahan	Wagner
Caughlan	Gurnett	Palmer	Sherry	Wedemeyer
Cooke	Hackett	Prince	Smith A E	Wolf
Dale	Kavanaugh	Reilly		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2211) entitled "An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pest house, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds." (Int. No. 1531.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hastings	Patton	Smith R H
Allen F E	Dale	Hooker	Pendry	Stanley
Allen J G	Donovan	Hooper	Perry	Steele
Anderson	Dowling	Hornidge	Phillips	Stevens
Apgar	Ellis	Hubbs	Plank	Sullivan
Becker	Etzel	Hurd	Platt	Tenjost
Beebe	Evans	Knapp	Pratt	Thompson G F
Beihilf	Everett	La Fetra	Prentice	Thonet
Bird	Fish	La Rue	Prince	Tompkins
Bisland	Fitzsimons	Leggett	Quinn	Waddell
Brady	Foelker	Machacek	Reilly	Wade

Burnett	Foster	Maier	Rigby	Wadsworth
Burns	Freidel	Malloy	Rosenstein	Wainwright
Burzynski	Fuller	Mathews T F	Sammon	Wedemeyer
Cadin	Gardner	Matthews C R	Santee	West
Cahn	Gates	McKeown	Schoeneck	Whitney F G
Callahan	Grady	McManus	Shanahan	Whitney G H
Carrier	Grattan	Merritt	Sheehy	Wiegand
Caughlan	Gray	Miller	Sheldon	Wilsnack
Charles W B	Gurnett	Moreland	Shuttleworth	Wilson
Cooke	Hackett	Murphy	Slocum	Wolf
Coon	Hammond	Nugent	Smith A P	Wood F C
Cotton	Hanford	Ogden	Smith A E	Wood F X
Coutant	Hapeman	Palmer	Smith J E	Yale
Cowan	Hartman	Parker	Smith J T	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2218) entitled "An act to amend the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (Int. No. 1382.)

Said bill having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 1995) entitled "An act to authorize the common council of the city of Elmira to change the course of Badger creek in said city." (Int. No. 1435.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	O'Neill	Smith J E
Allen F E	Coutant	Hastings	Palmer	Smith R H
Allen J G	Cowan	Hooker	Parker	Standart
Anderson	Cox	Hornidge	Patton	Steele

Apgar	Cunningham	Hubbs	Pendry	Stevens
Bass	Dale	Hurd	Perry	Sullivan
Becker	Donovan	Kavanaugh	Phillips	Tenjost
Bedell	Dowling	Knapp	Plank	Thompson J A
Beebe	Ellis	La Fetra	Pratt	Thonet
Beihilf	Evans	La Rue	Prentice	Tompkins
Bisland	Everett	Leggett	Prince	Wade
Brady	Fish	Lewis	Reeve	Wagner
Brooks	Fitzsimons	Maier	Reilly	Waddell
Burnett	Foelker	Malloy	Rigby	Wadsworth
Burns	Foster	Mathews T F	Rogers	Wainwright
Burzynski	Freidel	Matthews C R	Rosenstein	Wemple
Cadin	Fuller	McKeown	Sammon	Whitney F G
Cahn	Gardner	McManus	Santee	Whitney G H
Callahan	Gates	Merritt	Schoeneck	Wilsnack
Carrier	Grady	Miller	Scovill	Wilson
Caughlan	Grattan	Monroe	Shanahan	Wolf
Charles E E	Gray	Murphy	Sheldon	Wood F C
Charles W B	Hackett	Newton	Sherry	Yale
Cooke	Hammond	Nugent	Slocum	Young
Coon	Hanford	Ogden	Smith A E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2191) entitled "An act to change the name of the Sacred Heart Academy to Clason Point Military Academy." (Int. No. 1521.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Parker	Smith J T
Allen F E	Cowan	Hooper	Patton	Smith R H
Allen J G	Cox	Hubbs	Pendry	Standart
Anderson	Dale	Hurd	Perry	Stanley
Apgar	Dodd	Kavanaugh	Phillips	Stevens
Bass	Donovan	Knapp	Platt	Sullivan
Bedell	Ellis	La Fetra	Pratt	Tenjost
Beebe	Etzel	La Rue	Prentice	Thompson G F
Beihilf	Evans	Leggett	Quinn	Thompson J A
Bird	Everett	Lewis	Reeve	Thonet
Bisland	Fish	Machacek	Reilly	Tompkins
Brady	Fitzsimons	Maier	Rigby	Wade
Brooks	Foelker	Malloy	Rosenstein	Wagner

Burns	Foster	Mathews T F	Salomon	Wadsworth
Burzynski	Freidel	Matthews C R	Sammon	Wainwright
Byrne	Fuller	McKeown	Santee	Wedemeyer
Cadin	Gardner	McManus	Scovill	West
Cahn	Gates	Mead	Shanahan	Wemple
Callahan	Grattan	Miller	Sheehy	Whitney G H
Carrier	Gray	Monroe	Sherry	Wilsnack
Caughlan	Gurnett	Murphy	Shuttleworth	Wilson
Charles E E	Hackett	Newton	Slocum	Wolf
Charles W B	Hammond	Ogden	Smith A P	Wood F C
Cooke	Hapeman	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Young
Cotton	Hastings			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2177) entitled "An act authorizing the village of Weedsport to issue bonds." (Int. No. 1511.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Patton	Smith R H
Allen F E	Cowan	Hooper	Pendry	Standart
Allen J G	Cox	Hubbs	Perry	Stanley
Anderson	Cunningham	Hurd	Plank	Stevens
Apgar	Dale	Kavanaugh	Platt	Sullivan
Bass	Dodd	La Fetra	Pratt	Tenjost
Bedell	Dowling	La Rue	Prince	Thompson G F
Beebe	Ellis	Leggett	Quinn	Thompson J A
Beihilf	Etzel	Lewis	Reeve	Tompkins
Bird	Evans	Machacek	Reilly	Waddell
Bisland	Fish	Maier	Rigby	Wade
Brady	Fitzsimons	Malloy	Rogers	Wagner
Brooks	Foelker	Mathews T F	Rosenstein	Wadsworth
Burnett	Foster	Matthews C R	Salomon	Wedemeyer
Burns	Freidel	McKeown	Sammon	West
Burzynski	Fuller	McManus	Schoeneck	Wemple
Byrne	Gates	Mead	Scovill	Whitney F G
Cadin	Grady	Merritt	Shanahan	Whitney G H
Cahn	Grattan	Miller	Sheehy	Wiegand
Callahan	Gray	Moreland	Sheldon	Wilsnack

Carrier	Gurnett	Murphy	Shuttleworth	Wilson
Caughlan	Hammond	Newton	Slocum	Wolf
Charles E E	Hanford	Ogden	Smith A P	Wood F C
Cooke	Hapeman	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2193, entitled "An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties.'" (Int. No. 1523.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Palmer	Smith J T
Allen F E	Cox	Hartman	Parker	Smith R H
Allen J G	Cunningham	Hastings	Patton	Stanley
Anderson	Dale	Hooker	Pendry	Steele
Bass	Dodd	Hooper	Perry	Stevens
Becker	Donovan	Hornidge	Phillips	Sullivan
Bedell	Dowling	Hubbs	Plank	Tenjost
Beebe	Ellis	Hurd	Platt	Thompson G F
Beihilf	Etzel	Kavanaugh	Pratt	Thompson J A
Bird	Evans	Knapp	Prince	Thonet
Brady	Everett	La Fetra	Quinn	Tompkins
Brooks	Fish	La Rue	Reilly	Waddell
Burnett	Fitzsimons	Leggett	Rigby	Wade
Burzynski	Foelker	Machacek	Rosenstein	Wagner
Byrne	Foster	Maier	Salomon	Wainwright
Cadin	Freidel	Malloy	Sammon	Wedemeyer
Cahn	Fuller	Mathews T F	Santee	West
Callahan	Gardner	McKeown	Schoeneck	Wemple
Carrier	Gates	McManus	Scovill	Whitney G H
Caughlan	Grady	Mead	Sheehy	Wiegand
Charles E E	Grattan	Miller	Sheldon	Wilsnack

Charles W B	Gray	Monroe	Shuttleworth	Wilson
Cooke	Gurnett	Murphy	Slocum	Wolf
Coon	Hackett	Newton	Smith A P	Wood F X
Cotton	Hammond	Ogden	Smith A E	Yale
Coutant	Hanford	O'Neill	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2181) entitled "An act authorizing the grant or conveyance of certain lands by the city of Oswego, to the use of the Order of the Sisters of St. Francis, for hospital purposes." (Int. No. 1517.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	Nugent	Smith J T
Allen F E	Cowan	Hartman	O'Neill	Smith R H
Allen J G	Cox	Hastings	Palmer	Stanley
Anderson	Cunningham	Hooker	Parker	Steele
Apgar	Dale	Hooper	Patton	Stevens
Bass	Dodd	Hornidge	Pendry	Sullivan
Becker	Donovan	Hubbs	Perry	Thompson G F
Bedell	Ellis	Hurd	Phillips	Thompson J A
Beihilf	Etzel	Kavanaugh	Plank	Thonet
Bird	Evans	La Fetra	Platt	Tompkins
Bisland	Everett	La Rue	Prentice	Waddell
Brady	Fish	Leggett	Prince	Wagner
Brooks	Fitzsimons	Lewis	Reeve	Wadsworth
Burnett	Foelker	Machacek	Reilly	Wainwright
Burns	Foster	Maier	Rigby	Wedemeyer
Burzynski	Freidel	Malloy	Rogers	Wemple
Byrne	Fuller	Mathews T F	Salomon	Whitney F G
Cadin	Gardner	Matthews C R	Sammon	Wiegand
Callahan	Gates	McKeown	Schoeneck	Wilsnack
Carrier	Grady	McManus	Scovill	Wilson
Caughlan	Grattan	Mead	Sheehy	Wolf
Charles E E	Gray	Merritt	Sheldon	Wood F C
Charles W B	Gurnett	Miller	Shuttleworth	Wood F X
Cooke	Hackett	Moreland	Slocum	Yale
Coon	Hammond	Murphy	Smith A P	Young
Cotton	Hanford	Newton	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2192) entitled "An act to amend the charter of the city of New Rochelle in relation to the publication of notice to construct and keep in repair curbs, gutters and sidewalks." (Int. No. 1522.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooper	Parker	Smith J E
Allen F E	Dodd	Hornidge	Patton	Smith J T
Allen J G	Donovan	Hubbs	Pendry	Smith R H
Anderson	Dowling	Hurd	Perry	Standart
Apgar	Ellis	Kavanaugh	Phillips	Stanley
Bass	Evans	Knapp	Platt	Steele
Bedell	Everett	La Fetra	Pratt	Stevens
Beebe	Fish	La Rue	Prentice	Sullivan
Beihilf	Fitzsimons	Leggett	Quinn	Tenjost
Bird	Foelker	Lewis	Reeve	Thompson J A
Bisland	Foster	Machacek	Reilly	Thonet
Brooks	Freidel	Maier	Rigby	Tompkins
Burnett	Fuller	Malloy	Rogers	Waddell
Burns	Gardner	Mathews T F	Rosenstein	Wade
Burzynski	Gates	Matthews C R	Salomon	Wagner
Cadin	Grady	McKeown	Sammon	Wadsworth
Callahan	Grattan	McManus	Santee	Wainwright
Carrier	Gray	Mead	Schoeneck	Wedemeyer
Caughlan	Gurnett	Merritt	Scovill	West
Charles E E	Hackett	Miller	Shanahan	Wemple
Charles W B	Hammond	Moreland	Sheldon	Whitney G H
Coon	Hanford	Murphy	Sherry	Wiegand
Cotton	Hapeman	Nugent	Shuttleworth	Wilson
Coutant	Hartman	Ogden	Slocum	Wolf
Cowan	Hastings	O'Neill	Smith A P	Wood F X
Cunningham	Hooker	Palmer	Smith A E	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2194) entitled "An act to empower the board of assessors of the

city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over Prospect avenue at Seeley street, borough of Brooklyn, in the city of New York." (Int. No. 940.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Parker	Smith J T
Allen F E	Dale	Hooper	Patton	Smith R H
Allen J G	Dodd	Hornidge	Pendry	Stanley
Anderson	Donovan	Hubbs	Perry	Stevens
Bass	Dowling	Hurd	Phillips	Sullivan
Becker	Ellis	Kavanaugh	Plank	Tenjost
Beebe	Etzel	Knapp	Platt	Thompson G F
Beihilf	Evans	La Fetra	Prentice	Thonet
Bird	Everett	La Rue	Prince	Tompkins
Bisland	Fitzsimons	Leggett	Reeve	Waddell
Brooks	Foelker	Lewis	Reilly	Wade
Burnett	Foster	Maier	Rigby	Wagner
Burns	Freidel	Malloy	Rosenstein	Wadsworth
Byrne	Fuller	Mathews T F	Salomon	Wainwright
Cadin	Gates	Matthews C R	Sammon	Wedemeyer
Cahn	Grady	McKeown	Santee	West
Callahan	Grattan	McManus	Scovill	Whitney F G
Caughlan	Gray	Mead	Shanahan	Whitney G H
Charles E E	Gurnett	Merritt	Sheldon	Wiegand
Charles W B	Hackett	Miller	Sherry	Wilson
Cooke	Hammond	Moreland	Shuttleworth	Wolf
Cotton	Hanford	Murphy	Slocum	Wood F C
Coutant	Hapeman	Nugent	Smith A P	Wood F X
Cowan	Hartman	Ogden	Smith A E	Yale
Cox	Hastings	O'Neill	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 2195) entitled "An act to provide for clearing out the obstruc-

tions from the outlet of Parker's pond in the town of Cato, county of Cayuga, and for paying the cost thereof." (Int. No. 510.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Smith J T
Allen F E	Cox	Hooper	Perry	Smith R H
Allen J G	Cunningham	Hornidge	Phillips	Standart
Anderson	Dale	Hubbs	Plank	Steele
Apgar	Dodd	Kavanaugh	Platt	Stevens
Bass	Donovan	Knapp	Pratt	Tenjost
Becker	Ellis	La Fetra	Prentice	Thompson G F
Bedell	Etzel	La Rue	Prince	Thompson J A
Beebe	Evans	Leggett	Quinn	Thonet
Beihilf	Fish	Lewis	Reilly	Tompkins
Bird	Fitzsimons	Machacek	Rigby	Wade
Bisland	Foelker	Maier	Rogers	Wagner
Brady	Foster	Mathews T F	Rosenstein	Wadsworth
Brooks	Freidel	Matthews C R	Salomon	Wainwright
Burnett	Fuller	McKeown	Sammon	Wedemeyer
Burns	Gardner	McManus	Santee	West
Byrne	Gates	Merritt	Schoeneck	Wemple
Cadin	Grady	Miller	Scovill	Whitney F G
Cahn	Grattan	Moreland	Shanahan	Whitney G H
Carrier	Gray	Murphy	Sheehy	Wiegand
Caughlan	Gurnett	Newton	Sherry	Wilson
Charles E E	Hackett	Ogden	Shuttleworth	Wolf
Charles W B	Hammond	O'Neill	Slocum	Wood F C
Cooke	Hanford	Palmer	Smith A P	Wood F X
Coon	Hapeman	Parker	Smith A E	Yale
Cotton	Hartman	Patton	Smith J E	Young
Coutant	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 969) entitled "An act to confer jurisdiction upon the Court of

Claims to hear, audit and determine the alleged claims of Charles F. Parker & Co. against the State for damages alleged to have been sustained by it, and to render judgment therefor." (Int. No. 827.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hurd	Plank	Smith R H
Allen F E	Donovan	Kavanaugh	Platt	Standart
Allen J G	Dowling	Knapp	Pratt	Stanley
Anderson	Ellis	La Fetra	Prentice	Steele
Apgar	Etzel	La Rue	Prince	Stevens
Becker	Everett	Lewis	Reeve	Sullivan
Bedell	Fish	Machacek	Reilly	Tenjost
Beebe	Fitzsimons	Maier	Rigby	Thompson G F
Bird	Foelker	Malloy	Rogers	Thompson J A
Bisland	Foster	Mathews T F	Rosenstein	Waddell
Brooks	Freidel	Matthews C R	Salomon	Wade
Burnett	Fuller	McKeown	Sammon	Wagner
Burzynski	Gardner	McManus	Santee	Wainwright
Byrne	Grady	Mead	Schoeneck	Wedemeyer
Cahn	Grattan	Miller	Scovill	West
Callahan	Gray	Monroe	Shanahan	Wemple
Carrier	Hackett	Murphy	Sheehy	Whitney F G
Caughlan	Hammond	Nugent	Sheldon	Wiegand
Charles W B	Hanford	Ogden	Sheehy	Wilsnack
Cooke	Hapeman	O'Neill	Slocum	Wilson
Coon	Hartman	Palmer	Smith A P	Wood F C
Cotton	Hastings	Parker	Smith A E	Wood F X
Cowan	Hooker	Pendry	Smith J E	Yale
Cox	Hooper	Perry	Smith J T	Young
Cunningham	Hornidge	Phillips		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2196) entitled "An act to amend the Banking Law, relative to loans upon the second or divided mortgage plan." (Int. No. 479.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Palmer	Smith J T
Allen F E	Coutant	Hastings	Parker	Smith R H
Allen J G	Cowan	Hooker	Patton	Standart
Anderson	Cox	Hooper	Pendry	Stanley
Apgar	Cunningham	Hornidge	Perry	Steele
Bass	Dale	Hubbs	Phillips	Stevens
Becker	Dodd	Hurd	Plank	Tenjost
Bedell	Donovan	Kavanaugh	Platt	Thompson G F
Beebe	Dowling	Knapp	Pratt	Thompson J A
Beihilf	Ellis	La Fetra	Prince	Thonet
Bird	Etzel	La Rue	Quinn	Tompkins
Bisland	Everett	Lewis	Reeve	Waddell
Brady	Fish	Machaeck	Reilly	Wade
Brooks	Fitzsimons	Maier	Rigby	Wagner
Burnett	Foelker	Malloy	Rosenstein	Wadsworth
Burns	Foster	Mathews T F	Salomon	Wedemeyer
Burzynski	Freidel	Matthews C R	Santee	West
Byrne	Fuller	McKeown	Schoeneck	Wemple
Cadin	Gardner	McManus	Scovill	Whitney F G
Cahn	Gates	Mead	Shanahan	Whitney G H
Callahan	Grady	Merritt	Sheldon	Wiegand
Carrier	Grattan	Miller	Sherry	Wilson
Caughlan	Gray	Moreland	Shuttleworth	Wolf
Charles E E	Gurnett	Murphy	Slocum	Wood F C
Charles W B	Hackett	Newton	Smith A P	Wood F X
Cooke	Hammond	Ogden	Smith A E	Yale
Coon	Hanford	O'Neill	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2202) entitled "An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor." (Int. No. 1381.)

Said bill having been announced for a third reading,

Mr. Burnett moved that said bill be recommitted to the com-

mittee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 5, line 15, after the word "privileges" insert the words "provided the same are not situated on the North river between the northerly side of Dey street and Pier 3."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2201) entitled "An act to amend chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville,' relative to assessment rolls." (Int. No. 1397.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Palmer	Smith A P
Allen F E	Cowan	Hooker	Parker	Smith A E
Allen J G	Cox	Hooper	Patton	Smith J E
Anderson	Cunningham	Hubbs	Pendry	Smith J T
Apgar	Dale	Hurd	Perry	Smith R H
Bass	Dodd	Kavanaugh	Phillips	Standart
Becker	Donovan	Knapp	Platt	Stanley
Beebe	Ellis	La Fetra	Pratt	Stevens
Beihilf	Etzel	La Rue	Prentice	Tenjost
Bird	Evans	Lewis	Quinn	Thompson J A
Bisland	Everett	Machacek	Reeve	Thonet
Brady	Fish	Maier	Reilly	Tompkins
Brooks	Foelker	Malloy	Rigby	Wade
Burns	Foster	Mathews T F	Rogers	Wagner
Burzynski	Freidel	Matthews C R	Rosenstein	Wadsworth
Byrne	Fuller	McKeown	Salomon	Wainwright
Cadin	Gardner	McManus	Sammon	West
Cahn	Gates	Mead	Santee	Whitney F G
Callahan	Grady	Miller	Schoeneck	Whitney G H

Carrier	Grattan	Monroe	Scovill	Wilsnack
Caughlan	Gurnett	Moreland	Shanahan	Wolf
Charles E E	Hackett	Murphy	Sheldon	Wood F C
Charles W B	Hammond	Nugent	Sherry	Wood F X
Coon	Hapeman	Ogden	Shuttleworth	Yale
Cotton	Hartman	O'Neill	Slocum	Young

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2162) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the application of said act to the city of Yonkers." (Int. No. 1500.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Patton	Smith J T
Allen F E	Cox	Hooper	Pendry	Smith R H
Allen J G	Dale	Hornidge	Perry	Standart
Anderson	Dodd	Hubbs	Phillips	Stanley
Apgar	Donovan	Hurd	Plank	Stevens
Bass	Dowling	Kavanaugh	Pratt	Sullivan
Becker	Ellis	Knapp	Prentice	Tenjost
Beebe	Etzel	La Fetra	Prince	Thompson J A
Beihilf	Evans	Leggett	Quinn	Thonet
Bird	Everett	Machacek	Reeve	Tompkins
Bisland	Fish	Maier	Reilly	Waddell
Brooks	Fitzsimons	Malloy	Rigby	Wagner
Burnett	Foelker	Mathews T F	Rogers	Wadsworth
Burns	Foster	Matthews C R	Rosenstein	Wainwright
Burzynski	Freidel	McKeown	Sammon	Wedemeyer
Cadin	Fuller	McManus	Santee	Wemple
Cahn	Gardner	Mead	Schoeneck	Whitney F G
Callahan	Gates	Miller	Shanahan	Whitney G H
Carrier	Grady	Moreland	Sheehy	Wilsnack
Caughlan	Grattan	Newton	Sheldon	Wilson
Charles E E	Gurnett	Nugent	Shuttleworth	Wolf
Charles W B	Hackett	Ogden	Slocum	Wood F C
Cooke	Hammond	O'Neill	Smith A P	Wood F X
Coon	Hanford	Palmer	Smith A E	Yale
Cotton	Hartman	Parker	Smith J E	Young
Coutant	Hastings			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1911) entitled "An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof.'" (Int. No. 1400.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Patton	Smith R H
Allen F E	Cowan	Hooker	Pendry	Standart
Allen J G	Cox	Hooper	Perry	Stanley
Anderson	Cunningham	Hornidge	Phillips	Steele
Apgar	Dale	Hurd	Plank	Stevens
Bass	Dodd	Kavanaugh	Platt	Sullivan
Becker	Donovan	Knapp	Pratt	Tenjost
Bedell	Dowling	La Rue	Prentice	Thompson G F
Beebe	Ellis	Leggett	Prince	Thompson J A
Beihilf	Etzel	Lewis	Reeve	Thonet
Bird	Evans	Maier	Reilly	Tompkins
Bisland	Everett	Malloy	Rigby	Waddell
Brady	Fish	Mathews T F	Rogers	Wagner
Brooks	Fitzsimons	Matthews C R	Salomon	Wadsworth
Burnett	Foelker	McKeown	Sammon	Wainwright
Burns	Foster	McManus	Santee	Wedemeyer
Burzynski	Francisco	Mead	Schoeneck	West
Cadin	Freidel	Merritt	Scovill	Whitney F G
Cahn	Fuller	Miller	Sheehy	Whitney G H
Callahan	Gardner	Moreland	Sheldon	Wiegand
Carrier	Gates	Murphy	Sherry	Wilson
Caughlan	Grady	Newton	Shuttleworth	Wolf
Charles E E	Gray	Nugent	Smith A P	Wood F C
Charles W B	Gurnett	Ogden	Smith A E	Wood F X
Cooke	Hackett	O'Neill	Smith J E	Yale
Coon	Hammond	Palmer	Smith J T	Young
Cotton	Hapeman	Parker		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2199) entitled "An act to vacate and abandon a portion of Second street in the village of Oneida Castle, as a street, and providing that the land lying contiguous to such abandoned portion on the south shall be bounded northerly by a line one rod northerly of the present southerly line of said street and releasing strip one rod in width to Charles Hitchcock and the remainder of said street to the village of Oneida Castle." (Int. No. 1398.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Perry	Standart
Allen F E	Cox	Hooper	Phillips	Stanley
Allen J G	Cunningham	Hornidge	Plank	Steele
Anderson	Dale	Hubbs	Platt	Stevens
Apgar	Dodd	Hurd	Prentice	Sullivan
Bass	Dowling	Knapp	Prince	Tenjost
Bedell	Ellis	La Fetra	Quinn	Thompson G F
Beihilf	Etzel	Leggett	Reeve	Thompson J A
Bird	Evans	Lewis	Reilly	Thonet
Bisland	Fish	Machacek	Rogers	Waddell
Brooks	Fitzsimons	Maier	Rosenstein	Wade
Burnett	Foelker	Mathews T F	Salomon	Wagner
Burns	Foster	Matthews C R	Sammon	Wadsworth
Byrne	Francisco	McKeown	Santee	Wainwright
Cadin	Freidel	McManus	Scovill	Wedemeyer
Cahn	Gardner	Mead	Shanahan	West
Callahan	Gates	Merritt	Sheehy	Wemple
Carrier	Grady	Miller	Sheldon	Whitney F G
Caughlan	Grattan	Moreland	Shuttleworth	Whitney G H
Charles E E	Gurnett	Newton	Slocum	Wiegand
Charles W B	Hammond	Nugent	Smith A P	Wilsnack
Cooke	Hanford	O'Neill	Smith A E	Wolf
Coon	Hapeman	Palmer	Smith J E	Wood F X
Cotton	Hartman	Patton	Smith J T	Yale
Coutant	Hastings	Pendry	Smith R H	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2197) entitled "An act to amend chapter 206 of the Laws of 1902, entitled 'An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and reinterment of the remains of deceased soldiers and to provide for the annual care of soldiers' plots in cemeteries,' providing for the payment of certain expenses by the county." (Int. No. 334.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Perry	Steele
Allen F E	Dodd	Hurd	Phillips	Stevens
Anderson	Dowling	Kavanaugh	Plank	Sullivan
Apgar	Ellis	Knapp	Pratt	Tenjost
Bass	Etzel	La Fetra	Prentice	Thompson J A
Becker	Everett	La Rue	Prince	Thonet
Bedell	Fish	Leggett	Reeve	Tompkins
Beebe	Fitzsimons	Lewis	Reilly	Waddell
Beihilf	Foelker	Machacek	Rigby	Wade
Bisland	Foster	Maier	Rogers	Wadsworth
Brady	Francisco	Malloy	Salomon	Wainwright
Brooks	Freidel	Mathews T F	Sammon	Wedemeyer
Burns	Fuller	McKeown	Santee	West
Burzynski	Gates	McManus	Schoeneck	Wemple
Byrne	Grady	Mead	Scovill	Whitney F G
Cahn	Grattan	Miller	Shanahan	Whitney G H
Callahan	Gray	Monroe	Sheldon	Wiegand
Caughlan	Gurnett	Murphy	Sherry	Wilsnack
Charles E E	Hackett	Newton	Shuttleworth	Wilson
Charles W B	Hanford	Ogden	Smith A P	Wolf
Cooke	Hapeman	O'Neill	Smith A E	Wood F C
Cotton	Hartman	Palmer	Smith J E	Wood F X
Coutant	Hastings	Parker	Smith J T	Yale
Cowan	Hooker	Patton	Standart	Young
Cox	Hooper	Pendry	Stanley	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 2200) entitled "An act to amend chapter 568 of the Laws of 1895, entitled 'An act to incorporate the city of Johnstown, relative to streets.'" (Int. No. 1458.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Smith J T
Allen F E	Cox	Hornidge	Perry	Smith R H
Allen J G	Cunningham	Hubbs	Phillips	Standart
Anderson	Dale	Kavanaugh	Plank	Stanley
Apgar	Dodd	Knapp	Platt	Steele
Bass	Donovan	La Fetra	Pratt	Stevens
Becker	Dowling	La Rue	Prentice	Sullivan
Bedell	Ellis	Leggett	Prince	Tenjost
Beebe	Etzel	Lewis	Quinn	Thompson G F
Beihilf	Evans	Machacek	Reeve	Thompson J A
Bird	Everett	Maier	Reilly	Thonet
Bisland	Fish	Malloy	Rigby	Waddell
Brady	Fitzsimons	Mathews T F	Rogers	Wade
Brooks	Foelker	Matthews C R	Rosenstein	Wagner
Burnett	Foster	McKeown	Salomon	Wadsworth
Burns	Francisco	McManus	Sammon	Wainwright
Burzynski	Freidel	Mead	Santee	Wemple
Cadin	Fuller	Miller	Schoeneck	Whitney F G
Cahn	Gardner	Monroe	Shanahan	Whitney G H
Callahan	Grady	Murphy	Sheehy	Wiegand
Carrier	Grattan	Newton	Sheldon	Wilson
Caughlan	Gurnett	Nugent	Sherry	Wolf
Charles E E	Hackett	Ogden	Shuttleworth	Wood F C
Charles W B	Hammond	O'Neill	Slocum	Wood F X
Cooke	Hanford	Palmer	Smith A P	Yale
Coon	Hapeman	Parker	Smith A E	Young
Coutant	Hastings	Patton	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2198) entitled "An act to amend the Lien Law, relative to the lien of keepers of automobile garages." (Int. No. 834.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 16
NOES 29

Those who voted in the affirmative were:

Bedell	Patton	Rigby	Sheehy	Whitney G H
Gates	Pendry	Schoeneck	Tompkins	Wilsnack
Murphy	Platt	Smith J E	Wagner	Young
Parker				

Those who voted in the negative were:

Beihilf	Dowling	Moreland	Sherry	Wade
Burnett	Fuller	Palmer	Smith A P	Wedemeyer
Cahn	Hackett	Phillips	Steele	West
Charles E E	Kavanaugh	Rosenstein	Tenjost	Wiegand
Cooke	Malloy	Salomon	Thompson G F	Wolf
Dodd	Mathews T F	Sheldon	Waddell	

Mr. Stanley moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 1028) entitled "An act to authorize the city of Watertown to borrow money for current municipal expenses arising in relation to the Roswell P. Flower Memorial Library, the maintenance and repair of school buildings and highways, the construction, maintenance and repair of sewers, and to pay temporary deficiencies in the funds of the board of education and the board

of public safety, and to issue therefor certificates of indebtedness." (Rec. No. 306.)

On motion of Mr. La Rue, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith R H
Allen F E	Dale	Hornidge	Perry	Standart
Allen J G	Dodd	Hubbs	Phillips	Stanley
Apgar	Donovan	Hurd	Plank	Stevens
Bass	Dowling	Knapp	Platt	Sullivan
Becker	Ellis	La Fetra	Pratt	Tenjost
Bedell	Etzel	La Rue	Prentice	Thompson G F
Beebe	Evans	Leggett	Prince	Thompson J A
Beihilf	Everett	Lewis	Quinn	Thonet
Bird	Fish	Machacek	Reeve	Tompkins
Bisland	Fitzsimons	Maier	Reilly	Waddell
Brady	Foster	Malloy	Rigby	Wade
Burnett	Francisco	Mathews T F	Rosenstein	Wagner
Burns	Freidel	Matthews C R	Salomon	Wainwright
Burzynski	Fuller	McKeown	Sammon	Wedemeyer
Byrne	Gates	McManus	Santee	West
Cadin	Grady	Mead	Schoeneck	Whitney G H
Cahn	Grattan	Miller	Scovill	Wiegand
Callahan	Gray	Monroe	Shanahan	Wilsnack
Caughlan	Hackett	Murphy	Sheehy	Wilson
Charles E E	Hammond	Newton	Sherry	Wolf
Charles W B	Hanford	Ogden	Shuttleworth	Wood F C
Coon	Hapeman	O'Neill	Smith A P	Wood F X
Cotton	Hartman	Palmer	Smith A E	Yale
Coutant	Hastings	Parker	Smith J E	Young
Cowan	Hooker	Patton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2207) entitled "An act to amend chapter 785 of the Laws of 1895, entitled 'An act to revise, amend and consolidate the several

acts relating to the village of Bath, in the county of Steuben, and to repeal certain acts and parts of acts, relative to the village attorney.'" (Int. No. 1527.)

On motion of Mr. Platt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hurd	Platt	Smith R H
Allen F E	Dale	Kavanaugh	Pratt	Standart
Allen J G	Dodd	Knapp	Prentice	Stanley
Apgar	Donovan	La Fetra	Prince	Steele
Bass	Dowling	La Rue	Quinn	Sullivan
Becker	Ellis	Lewis	Reeve	Tenjost
Bedell	Etzel	Machacek	Reilly	Thompson G F
Beebe	Everett	Malloy	Rigby	Thompson J A
Bird	Fitzsimons	Mathews T F	Rogers	Thonet
Bisland	Foelker	Matthews C R	Rosenstein	Waddell
Brady	Foster	McKeown	Salomon	Wade
Brooks	Francisco	McManus	Sammon	Wagner
Burns	Fuller	Mead	Santee	Wadsworth
Burzynski	Gardner	Miller	Schoeneck	Wedemeyer
Byrne	Grady	Moreland	Scovill	West
Cadin	Grattan	Murphy	Shanahan	Wemple
Callahan	Gray	Newton	Sheldon	Whitney G H
Carrier	Hackett	Ogden	Sherry	Wiegand
Caughlan	Hammond	O'Neill	Shuttleworth	Wilson
Charles E E	Hanford	Palmer	Slocum	Wolf
Charles W B	Hapeman	Parker	Smith A P	Wood F C
Cooke	Hartman	Pendry	Smith A E	Wood F X
Cotton	Hastings	Perry	Smith J E	Yale
Coutant	Hooker	Phillips	Smith J T	Young
Cowan	Hornidge	Plank		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2044) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter

21 of the general laws,' in relation to poll tax and the enforcement of the collection thereof." (Int. No. 1444.)

Said bill having been announced for a third reading,

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 1775) entitled "An act to amend section 6 of chapter 306 of the Laws of 1893, entitled 'An act to establish a State prison for women,' relative to salaries of guards." (Int. No. 1324.)

On motion of Mr. Moreland, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Patton	Standart
Allen F E	Coutant	Hooker	Pendry	Stanley
Allen J G	Cowan	Hooper	Perry	Stevens
Anderson	Cox	Hornidge	Phillips	Sullivan
Apgar	Cunningham	Hubbs	Plank	Tenjost
Bass	Dale	Hurd	Pratt	Thompson G F
Becker	Donovan	Kavanaugh	Prentice	Thompson J A
Bedell	Dowling	Knapp	Prince	Thonet
Beebe	Ellis	La Fetra	Quinn	Waddell
Beihilf	Etzel	La Rue	Reeve	Wade
Bird	Evans	Leggett	Rigby	Wagner
Bisland	Everett	Lewis	Rogers	Wadsworth
Brady	Fish	Machacek	Salomon	Wainwright
Burnett	Fitzsimons	Maier	Sammon	Wedemeyer
Burns	Foelker	Mathews T F	Santee	West
Burzynski	Foster	Matthews C R	Scovill	Wemple
Byrne	Freidel	McKeown	Shanahan	Whitney F G
Cadin	Fuller	McManus	Sheehy	Whitney G H
Cahn	Gates	Mead	Sherry	Wiegand
Callahan	Grady	Miller	Shanahan	Wilson
Carrier	Grattan	Monroe	Slocum	Wolf

Caughlan	Gurnett	Newton	Smith A P	Wood F C
Charles E E	Hackett	Nugent	Smith A E	Wood F X
Charles W B	Hammond	Ogden	Smith J T	Yale
Cooke	Hanford	O'Neill	Smith R H	Young
Coon	Hapeman	Palmer		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2173) entitled "An act to legalize the acts of Leon C. Rhodes, a notary public." (Int. No. 1507.)

On motion of Mr. F. E. Allen, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	Patton	Smith R H
Allen F E	Cowan	Hartman	Pendry	Standart
Allen J G	Cox	Hastings	Perry	Stanley
Anderson	Cunningham	Hooker	Phillips	Steele
Apgar	Dale	Hooper	Plank	Stevens
Bass	Dodd	Hornidge	Platt	Tenjost
Becker	Donovan	Hubbs	Pratt	Thompson G F
Bedell	Dowling	Hurd	Prince	Thompson J A
Beebe	Ellis	Kavanaugh	Quinn	Thonet
Beihilf	Etzel	Knapp	Reeve	Tompkins
Bird	Evans	La Fetra	Reilly	Waddell
Bisland	Everett	La Rue	Rigby	Wade
Brady	Fish	Lewis	Rogers	Wadsworth
Brooks	Fitzsimons	Machacek	Rosenstein	Wainwright
Burnett	Foelker	Maier	Sammon	Wedemeyer
Burns	Foster	Malloy	Santee	West
Burzynski	Francisco	Mathews T F	Scovill	Wemple
Byrne	Freidel	Matthews C R	Schoeneck	Whitney F G
Cadin	Fuller	McKeown	Shanahan	Whitney G H
Cahn	Gardner	McManus	Sheehy	Wiegand
Callahan	Gates	Mead	Sheldon	Wilsnack
Carrier	Grady	Miller	Sherry	Wilson
Caughlan	Grattan	Monroe	Shuttleworth	Wolf
Charles E E	Gray	Moreland	Slocum	Wood F C
Charles W B	Gurnett	Newton	Smith A E	Wood F X
Cooke	Hackett	Nugent	Smith J E	Yale
Coon	Hammond	O'Neill	Smith J T	Young
Cotton	Hanford	Palmer		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2216) entitled "An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (Int. No. 1536.)

Said bill having been announced for a second and third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Wednesday next.

The bill (No. 774) entitled "An act to provide for the reconstruction of sewers in the city of New York where the present sewers are inadequate and to provide means for the payment of such reconstruction by sale of corporate stock of the city of New York" (Int. No. 686), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 2

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	Patton	Standart
Allen F E	Cowan	Hartman	Pendry	Stanley
Allen J G	Cox	Hastings	Perry	Steele
Anderson	Cunningham	Hooker	Phillips	Stevens
Apgar	Dale	Hooper	Plank	Sullivan
Bass	Dodd	Hornidge	Platt	Tenjost
Becker	Donovan	Hurd	Pratt	Thompson G F
Bedell	Dowling	Kavanaugh	Prince	Thompson J A
Beebe	Ellis	Knapp	Quinn	Thonet
Beihilf	Etzel	La Rue	Reeve	Tompkins
Bird	Evans	Leggett	Reilly	Waddell
Bisland	Everett	Lewis	Rigby	Wade
Brady	Fish	Machacek	Rosenstein	Wagner
Brooks	Fitzsimons	Malloy	Salomon	Wadsworth

Burnett	Foelker	Mathews T F	Sammon	Wainwright
Burns	Foster	Matthews C R	Santee	Wedemeyer
Burzynski	Francisco	McKeown	Schoeneck	West
Byrne	Freidel	McManus	Scovill	Wemple
Cadin	Fuller	Miller	Shanahan	Whitney F G
Callahan	Gardner	Monroe	Sheehy	Whitney G H
Carrier	Gates	Moreland	Sheldon	Wiegand
Caughlan	Grady	Murphy	Sherry	Wilsnack
Charles E E	Grattan	Newton	Slocum	Wilson
Charles W B	Gurnett	Nugent	Smith A P	Wolf
Cooke	Hackett	Ogden	Smith A E	Wood F C
Coon	Hammond	O'Neill	Smith J E	Yale
Cotton	Hanford	Parker	Smith J T	Young

Those who voted in the negative were:

Cahn Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2100) entitled "An act to release to Eugene Coman all the right, title and interest of the people of the State of New York of, in and to certain real estate in the town of Luzerne, Warren county and State of New York" (Int. No. 1476), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 81
NOES 30

Those who voted in the affirmative were:

Allen F E	Cowan	Hastings	Perry	Tenjost
Allen J G	Cox	Hooker	Pratt	Thompson G F
Bassett	Cunningham	Hubbs	Prentice	Thonet
Bedell	Dowling	Hurd	Rigby	Waddell
Beebe	Etzel	Knapp	Rogers	Wade
Beihilf	Evans	La Rue	Santee	Wadsworth
Brady	Fish	Leggett	Schoeneck	Wainwright
Brooks	Foelker	Lewis	Scovill	Wemple
Burnett	Foster	Maier	Sheldon	Whitney F G
Cadin	Freidel	Matthews C R	Shuttleworth	Whitney G H
Callahan	Gardner	Moreland	Slocum	Wilsnack
Carrier	Gates	Ogden	Smith A P	Wilson
Charles E E	Gray	O'Neill	Smith J E	Wood F C
Charles W B	Hammond	Parker	Smith J T	Wood F X

Coon	Hapeman	Patton	Stanley	Yale
Cotton	Hartman	Pendry	Steele	Young
Coutant				

Those who voted in the negative were:

Bird	Ellis	Malloy	Reilly	Thompson J A
Cahn	Fuller	Mathews T F	Rosenstein	Tompkins
Caughlan	Hackett	Palmer	Salomon	Wagner
Cooke	Kavanaugh	Phillips	Sammon	Wedemeyer
Dodd	La Fetra	Prince	Sherry	Wiegand
Donovan	Machacek	Quinn	Smith A E	Wolf

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1023) entitled "An act to amend the Penal Code, relative to juvenile offenders and the suspension of sentence" (Rec. No. 221), having been announced for a third reading,

Mr. Salomon moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Strike out on page 2 lines 23, 24 and 25, and page 3 lines 1 to 8 inclusive.

On motion of Mr. Ogden, and by unanimous consent, said bill, with pending amendments, was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1146) entitled "An act to amend the Village Law, in relation to the borrowing of money for certain purposes" (Rec. No. 301), having been announced for a third reading,

Mr. Wainwright moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Page 2, line 26, strike out the word "sections" and insert the word "section."

Page 3, line 1, before the word "hundred" insert the word "one."

Same page, line 4, strike out the words "or, from" and the brackets enclosing them.

Same page, line 5, strike out the word "to" and the bracket enclosing it.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of third reading.

The Senate bill (No. 1146) entitled "An act to amend the Village Law, in relation to the borrowing of money for certain purposes" (Rec. No. 310), having been announced for a third reading,

Mr. Wainwright moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Page 2, line 26, add at end of line the word "one."

Page 3, line 4, strike out the words "or, from" and the brackets about the same.

Same page, line 5, strike out the word "to" and the brackets surrounding same.

Mr. Steele, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Cahn in the chair.

The Senate bill (No. 558) entitled "An act relating to the operations of the United States coast and geodetic survey in the State of New York" (Rec. No. 169), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Pendry	Smith J T
Allen F E	Dodd	Hubbs	Perry	Smith R H
Allen J G	Donovan	Hurd	Phillips	Standart
Anderson	Dowling	Knapp	Plank	Stanley
Bass	Ellis	La Fetra	Platt	Stevens

Becker	Etzel	La Rue	Pratt	Sullivan
Bedell	Evans	Leggett	Prince	Tenjost
Beebe	Everett	Lewis	Quinn	Thompson G F
Beihilf	Fitzsimons	Machacek	Reeve	Thompson J A
Bird	Foelker	Malloy	Reilly	Thonet
Brady	Foster	Mathews T F	Rigby	Tompkins
Brooks	Francisco	Matthews C R	Rogers	Waddell
Burnett	Freidel	McKeown	Rosenstein	Wade
Burns	Gardner	McManus	Salomon	Wadsworth
Burzynski	Gates	Mead	Sammon	Wainwright
Cadin	Grady	Miller	Santee	Wedemeyer
Callahan	Grattan	Monroe	Schoeneck	West
Carrier	Gray	Murphy	Shanahan	Whitney G H
Caughlan	Gurnett	Newton	Sheehy	Wiegand
Charles E E	Hackett	Nugent	Sheldon	Wilson
Charles W B	Hammond	Ogden	Sherry	Wolf
Coon	Hanford	O'Neill	Shuttleworth	Wood F C
Cotton	Hapeman	Palmer	Smith A P	Wood F X
Coutant	Hastings	Parker	Smith A E	Yale
Cowan	Hooker	Patton	Smith J E	Young
Cox	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1184) entitled "An act to amend the Greater New York charter relative to employees of ferries" (Rec. No. 300), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97
NOES 8

Those who voted in the affirmative were:

Allen F E	Dowling	Leggett	Quinn	Thompson G F
Allen J G	Ellis	Lewis	Reeve	Thompson J A
Anderson	Evans	Mathews T F	Reilly	Thonet
Bass	Fish	Matthews C R	Rogers	Tompkins
Becker	Fitzsimons	Mead	Santee	Waddell
Bedell	Foster	Miller	Schoeneck	Wagner
Beebe	Freidel	Monroe	Scovill	Wadsworth
Beihilf	Fuller	Moreland	Sheldon	Wainwright
Brady	Gardner	Murphy	Sherry	Wedemeyer
Brooks	Gates	Ogden	Shuttleworth	Whitney F G
Burnett	Grattan	O'Neill	Slocum	Whitney G H
Cadin	Gray	Parker	Smith A P	Wiegand
Callahan	Hammond	Patton	Smith J E	Wilsnack
Carrier	Hartman	Pendry	Smith J T	Wilson

Charles E E	Hooker	Perry	Standart	Wolf
Coon	Hooper	Phillips	Stanley	Wood F C
Cotton	Hornidge	Plank	Steele	Wood F X
Cowan	Hubbs	Pratt	Stevens	Yale
Cox	Kavanaugh	Prentice	Tenjost	Young
Dodd	La Rue			

Those who voted in the negative were:

Cahn	La Fetra	McManus	Salomon	Smith R H
Hackett	Malloy	Rosenstein		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 880) entitled "An act to amend the Navigation Law, relative to fees for inspections and licenses" (Rec. No. 269), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Kavanaugh	Platt	Stanley
Allen F E	Dale	Knapp	Pratt	Stevens
Allen J G	Dodd	La Rue	Prentice	Sullivan
Anderson	Dowling	Leggett	Prince	Tenjost
Apgar	Etzel	Lewis	Reeve	Thompson G F
Bass	Evans	Maier	Reilly	Thompson J A
Becker	Everett	Malloy	Rigby	Thonet
Bedell	Fish	Matthews C R	Rogers	Tompkins
Beebe	Foelker	McKeown	Rosenstein	Waddell
Beihilf	Foster	McManus	Salomon	Wade
Bird	Freidel	Mead	Sammon	Wagner
Bisland	Fuller	Miller	Santee	Wadsworth
Brady	Gardner	Monroe	Scovill	Wainwright
Brooks	Grady	Murphy	Shanahan	Wedemeyer
Burnett	Grattan	Newton	Sheehy	Wemple
Burzynski	Gurnett	Nugent	Sheldon	Whitney F G
Byrne	Hackett	Ogden	Sherry	Whitney G H
Cahn	Hammond	Palmer	Shuttleworth	Wiegand
Callahan	Hanford	Parker	Slocum	Wilsnack
Caughlan	Hartman	Patton	Smith A P	Wolf
Charles W B	Hastings	Pendry	Smith J E	Wood F C
Cooke	Hooker	Perry	Smith J T	Wood F X
Cotton	Hooper	Phillips	Smith R H	Yale
Coutant	Hornidge	Plank	Standart	Young
Cowan	Hubbs			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1089) entitled "An act to authorize the board of estimate and apportionment of the city of New York, to release the interest of the city of New York, in and to certain lands in the borough of Brooklyn in said city" (Rec. No. 263), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84
NOES 33

Those who voted in the affirmative were:

Allen F E	Cox	Hurd	Pratt	Thompson G F
Allen J G	Dowling	Knapp	Prentice	Thonet
Bass	Etzel	Lewis	Reeve	Waddell
Becker	Fish	Maier	Rogers	Wade
Bedell	Fitzsimons	Matthews C R	Santee	Wadsworth
Beebe	Foelker	Mead	Schoeneck	Wainwright
Beihilf	Foster	Miller	Scovill	West
Brooks	Freidel	Monroe	Sheldon	Wemple
Cadin	Gardner	Moreland	Shuttleworth	Whitney F G
Callahan	Gates	Murphy	Slocum	Whitney G H
Carrier	Grattan	Ogden	Smith A P	Wilsnack
Charles E E	Gray	O'Neill	Smith J E	Wilson
Charles W B	Hammond	Parker	Smith J T	Wood F C
Coon	Hartman	Patton	Stanley	Wood F X
Cotton	Hastings	Pendry	Steele	Yale
Coutant	Hooker	Phillips	Stevens	Young
Cowan	Hubbs	Plank	Tenjost	

Those who voted in the negative were:

Bird	Donovan	Malloy	Rosenstein	Thompson J A
Burns	Ellis	Mathews T F	Salomon	Tompkins
Byrne	Fuller	McKeown	Sammon	Wagner
Cahn	Hackett	Nugent	Shanahan	Wedemeyer
Caughlan	Gurnett	Palmer	Sherry	Wiegand
Cooke	Kavanaugh	Prince	Smith A E	Wolf
Dodd	Machacek	Reilly		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker in the chair.

The Senate bill (No. 701) entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes" (Rec. No. 206), having been announced for a third reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1169) entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property" (Rec. No. 337), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1075) entitled "An act to amend the County Law relating to matrons in county jails" (Rec. No. 288), was read the second time and ordered to a third reading.

On motion of Mr. Scovill, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1289) entitled "An act creating a commission with power to agree upon a site and general plans of, and to contract for the location and building of a union railroad passenger station, yard, and therewith connected facilities and approaches thereto in the city of Buffalo, and tributary thereto to lease or sell and convey lands belonging to said city, to abandon and close now existing, and establish and open new, and change the location, width or grade of and otherwise improve docks, wharves, parks, streets and public places, and for these purposes to acquire lands and their appurtenances by condemnation proceedings or otherwise" (Rec. No. 386), was read the second time and ordered to a third reading.

On motion of Mr. Cox, and by unanimous consent, said bill was

ordered placed on the third reading calendar for Wednesday next.

The Senate returned the bill (No. 1569, Senate reprint No. 1318) entitled "An act to release to Peter H. L. Bradt and James J. Bradt the right, title and interest of the people of the State of New York acquired by escheat in and to certain real estate situate in the city of Niagara Falls, county of Niagara and State of New York" (Int. No. 453), with a message that they have concurred in the passage of the same with the following amendment:

Page 3, line 14, strike out the period at end of line and insert a comma and add the following words: "but shall not affect and action or proceeding now pending."

Mr. Leggett moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hubbs	Phillips	Smith R H
Allen F E	Cunningham	Kavanaugh	Plank	Standart
Allen J G	Dale	Knapp	Platt	Stanley
Anderson	Donovan	La Fetra	Pratt	Steele
Apgar	Dowling	La Rue	Prentice	Stevens
Becker	Etzel	Lewis	Prince	Sullivan
Bedell	Evans	Machacek	Quinn	Tenjost
Beebe	Fish	Maier	Reeve	Thompson G F
Beihilf	Fitzsimons	Mathews T F	Reilly	Thompson J A
Bird	Foelker	Matthews C R	Rigby	Thonet
Bisland	Foster	McKeown	Rogers	Waddell
Brady	Freidel	McManus	Rosenstein	Wagner
Brooks	Fuller	Mead	Salomon	Wadsworth
Burnett	Gardner	Merritt	Sammon	Wainwright
Burns	Gates	Miller	Santee	West
Burzynski	Grattan	Moreland	Schoeneck	Wemple
Byrne	Gray	Murphy	Scovill	Whitney F G
Cadin	Gurnett	Newton	Shanahan	Whitney G H
Callahan	Hackett	Nugent	Sheehy	Wiegand

Carrier	Hammond	Ogden	Sheldon	Wilsnack
Caughlan	Hanford	O'Neill	Sherry	Wilson
Charles E E	Hapeman	Palmer	Slocum	Wolf
Charles W B	Hastings	Parker	Smith A P	Wood F C
Cooke	Hooker	Patton	Smith A E	Wood F X
Coon	Hooper	Pendry	Smith J E	Yale
Coutant	Hornidge	Perry	Smith J T	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Palmer.—Mr. Speaker, the Chair hands down an escheat bill of Mr. Leggett's, amended in the Senate; the gentleman moves to concur.

Mr. Leggett.—This affects no cause of action that is pending now.

Mr. Palmer.—Mr. Speaker, I desire to inquire whether or not this act gives title to property which is now vested in aliens?

Mr. Leggett.—It does not, Mr. Palmer.

Mr. Palmer.—Mr. Speaker, I desire to ask again, does this bill give to residents of Canada property now owned in the State of New York?

Mr. Leggett.—No, they are both residents of the city of Niagara Falls.

Mr. Palmer.—If that be the fact about it, Mr. Speaker, I withdraw any objection.

Mr. Speaker.—Call the roll. (Roll call.)

Mr. Palmer.—Mr. Speaker, I rise to a question of personal privilege.

Mr. Speaker.—The gentleman will state his question of privilege.

Mr. Palmer.—In legislative life I have cultivated the idea satisfactorily to me that I could rely upon the statements made by members with reference to bills. Relying upon that and being anxious not to impede unnecessarily the routine work of this House, I have from time to time asked members where bills were handed down, coming back from the Senate or being introduced from the floor, I have asked the contents of the bill, the amendment—what the amendment being in the bill sought to accom-

plish. When informed what they did—what the bills did, what the amendments were, I have relied upon those statements, and therefore not stopped to read all of the bills and all the amendments as they were handed down. This morning, pursuing the same course in this House, a bill was handed down and I inquired of the introducer of the bill or the man having it in charge, whether or not the bill that was being discussed related to a person residing outside the State of New York—certain land. I was informed that the residence of the persons to whom the land was released was stated in the bill or was actually at Niagara Falls or the city of Niagara Falls. I therefore withdrew any statement with reference to the bill. I saw the gentleman who made the answer turn and speak to some one. I mistrusted that my information might have been wrong. I therefore sent for the bill, and I now hold it. "All the right, title right and interest of the State of New York, acquired by escheat in and to the real estate contained in the city of Niagara Falls, county of Niagara and State of New York owned by Mary Margaret Garrett, also known as Mary Gurnett, deceased, at the time of her decease or owned by George C. Bradt at the time of his decease, is hereby released to one Peter H. L. Bradt of Pelham Union, Province of Ontario, Dominion of Canada, and James J. Bradt of said province and Dominion of Canada." That was the information I desired when I asked the question whether or not the release of this land was made by the State of New York to people residing in Canada, and the answer was that the people resided in the city of Niagara Falls. I desire now, Mr. Speaker, to return this bill to the Speaker's desk and ask that the bill be recalled—the vote by which the amendments were passed be rescinded.

Mr. Leggett.—Both of the parties named in the bill to which this property is released reside in the city of Niagara Falls at the present time; one of them lives in the second ward of Niagara Falls and the other in the first ward of the city of Niagara Falls, as I am informed by Mr. George W. Clyde and the corporation counsel of that city, who handed the bill to me; and I have personal knowledge of one of them living in the city of Niagara Falls.

Mr. Leggett.—The gentleman did not ask me if these people were aliens; he asked me if they were residents, and I think that the stenographer's minutes will bear me out in that. I don't think that they are citizens of the United States; I never made that statement; I never stated—

Mr. Palmer.—Mr. Speaker, I desire to state again that I asked at the suggestion of a person who stands here now, who stated to me they were aliens and not residents, and I asked that question first, and was informed that they were not aliens.

Mr. Speaker.—The question that you are discussing now is a question which has already been passed upon; the amendment of the Senate, as stated by the gentleman from Niagara, that this shall not affect any pending litigation. The gentleman from Schoharie moves to reconsider the vote by which the House concurred in the amendment. The House cannot reconsider the vote by which the bill passed.

Mr. Palmer.—The point I make is that if it be true that the people to whom this land is to escheat by this act, the men to whom it is going, and we representing the State, are practically deeding or releasing to them, if they are aliens they have no right to hold this property and cannot hold it, and we have no right to pass this act transferring the title to aliens. Now the point I make is, if we reconsider the vote by which the amendment was concurred in, then the bill is not passed nor can it pass this House unless we subscribe to the proposition that an alien can take property of the State of New York.

Mr. Leggett.—Now upon that question I want to state the law; there was at the time of the death of the person who owned this land and from whom it descended—the parliament of the Dominion of Canada has passed an act which provided that property which descended to the persons aliens, residents of the State of New York, in case we should pass one identical to that, should have the title irrespective of that, the fact that they were aliens. The State of New York passed an act which made the same provisions as to parties residents of the Dominion of Canada, which later was incorporated in the real property law of this State and which to-day is in the real property law of this State, so that

this property goes right to these people under these two acts, one of the Dominion of Canada and one of the State of New York. This amendment simply relates to this act, that it preserves no pending litigation—there was an action commenced as I understand it, the people of the State of New York were made parties to that action, and this amendment preserves all right of action or any right that the State may have in the property under the action that is pending.

Mr. Speaker.—What is the pleasure of the House? The question now is the motion by Palmer to reconsider the vote by which these amendments were concurred in. Discussion of this bill at this time is entirely out of order. Simply purely a proposition of whether or no the House shall reconsider the vote by which the amendments were concurred in.

Mr. Palmer.—I rise to discuss this proposition for the reason that I was informed that those who were affected by this act were not aliens. And the very language of the bill states it was. I rose because I was deceived in the answer. I now desire to register in any way I can a protest against releasing by the very language contained in a bill, any property of this State to a person who is an alien and conceded to be such, and I think that end will be accomplished if this vote be reconsidered and we do not concur in the Senate amendment; then the bill would be defeated.

Mr. Speaker.—The procedure of the House is to concur or non-concur and ask the appointment of a conference committee, or refuses to concur and where the bill—for that reason the Chair states that the discussion of the proposition aside from the question of concurrence or non-concurrence is not in order.

Mr. Leggett.—Mr. Speaker, when I stated to the gentleman from Schoharie that they were not aliens, I was mistaken about that. I understood his question to be whether or not these people resided and were citizens of the United States. They are both residents, citizens of the city of Niagara Falls, and I believe they are aliens. I do not know that they are naturalized. I think one of them is married and I do not know but what she married a man who is a citizen of the United States; if she did

she is a citizen. The other one is not a naturalized citizen of the United States. There need not be any misunderstanding about that.

Mr. Palmer moved to reconsider the vote by which the Senate amendments were concurred in.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the concurrence in the Senate amendments, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 37
NOES 51

Those who voted in the affirmative were:

Anderson	Donovan	Machacek	Reilly	Stanley
Bird	Ellis	Malloy	Rosenstein	Thompson J A
Burns	Fitzsimons	Mathews T F	Salomon	Tompkins
Burzynski	Fuller	McManus	Sammon	Wagner
Cahn	Hackett	Palmer	Sheehy	Wedemeyer
Cooke	Hornidge	Prince	Sherry	Wiegand
Dale	Kavanaugh	Quinn	Smith A E	Wolf
Dodd	La Fetra			

Those who voted in the negative were:

Allen F E	Freidel	Mead	Schoeneck	Thompson G F
Beihilf	Gardner	Monroe	Scovill	Thonet
Brooks	Gates	Moreland	Sheldon	Waddell
Burnett	Hammond	Ogden	Slocum	Wade
Cadin	Hartman	Parker	Smith A P	Whitney F G
Carrier	Hubbs	Patton	Smith J E	Whitney G H
Coon	La Rue	Perry	Standart	Wiegand
Cox	Lewis	Phillips	Steele	Wilson
Fish	Maier	Plank	Stevens	Yale
Foelker	Matthews C R	Platt	Tenjost	Young
Foster				

Mr. Speaker.—Motion has been lost.

Mr. Palmer.—I now desire to inquire what the vote was which carried—which adopted the amendment or concurred in the amendment.

Mr. Speaker.—The Desk will look that up and inform you, Mr. Palmer.

The Clerk.—One hundred and three.

Mr. Palmer.—Mr. Speaker, I desire to challenge that roll call upon the ground there was not a response from a member about this circle.

Mr. Speaker.—The gentleman from Schoharie cannot challenge upon that call under the procedure of the House. The record of the Desk shows a vote of 103, and it has been customary —the gentleman cannot challenge upon that roll call.

Mr. Palmer.—I desire to challenge upon it for the reason that when that roll call was announced it was announced under a misstatement of facts to me, as I understood it. And I do not believe that any member about this circle who is relying upon statements made by persons who are answering questions with reference to a bill should be tied down by a vote here and not be allowed to express his opposition to the bill or to the amendment.

Mr. Speaker.—The Chair has no objection to the House reconsidering any vote upon any proposition, but it is the only way in which the matter can be brought before the House—because the House has acceded to the proposition that upon bills to which there was no objection they have not required the individual response of the members. That has been the procedure—

Mr. Palmer.—I desire then to give notice that if I cannot have the privilege accorded to me to have that vote reconsidered where I was actually deceived—and I believe the gentleman so understood it—that I will see to it that every bill is read and I have time to see what they are—

Mr. Speaker.—The Chair believes it is a good idea for the House to know what these amendments are—that no member should ask to have a bill placed upon the Speaker's chair until he knows what the amendment made in the Senate is.

Mr. Palmer.—The point I make, Mr. Speaker, and I want to be insistent upon it, that it is a reasonable courtesy where a man representing in an humble way a party, a reasonable courtesy by a vote of this House would have permitted a reconsideration of that vote, because the vote was taken under a misconception of the bill.

By unanimous consent, Mr. Stevens called up the Assembly bill (No. 1216) entitled "An act to amend the Forest, Fish and Game Law, relative to close season on trout" (Int. No. 1006),

heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Stevens moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Perry	Standart
Allen F E	Dale	Hornidge	Phillips	Stanley
Allen J G	Dodd	Hurd	Plank	Steele
Apgar	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Rue	Prentice	Tenjost
Bedell	Etzel	Leggett	Quinn	Thompson G F
Beebe	Evans	Lewis	Reeve	Thompson J A
Beihilf	Everett	Machacek	Reilly	Thonet
Bisland	Fish	Malloy	Rogers	Tompkins
Brady	Fitzsimons	Mathews T F	Rosenstein	Waddell
Brooks	Foelker	Matthews C R	Salomon	Wade
Burnett	Foster	McKeown	Santee	Wadsworth
Burzynski	Freidel	McManus	Schoeneck	Wainwright
Byrne	Fuller	Mead	Scovill	Wedemeyer
Cadin	Gardner	Miller	Shanahan	West
Cahn	Grady	Monroe	Sheehy	Whitney F G
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Newton	Shuttleworth	Wilsnack
Charles E E	Hackett	Nugent	Slocum	Wilson
Charles W B	Hammond	Ogden	Smith A P	Wolf
Cooke	Hanford	O'Neill	Smith A E	Wood F C
Coon	Hartman	Palmer	Smith J E	Wood F X
Cotton	Hastings	Parker	Smith J T	Yale
Coutant	Hooker	Pendry	Smith R H	Young
Cowan				

Mr. Stevens moved that said bill be recommitted to the committee on fisheries and game, with instructions to report the same forthwith amended as follows:

Page 2, line 4, place brackets about the word "Allegany."

Same page, line 5, after the word "Cortland," insert the words "and in the waters of Fall Brook creek and its tributaries in the town of Summer Hill in the county of Cayuga."

Strike out all of line 12 and insert the following:

"§ 2. Article three of such chapter is hereby amended by inserting therein a new section to be section forty-one-b thereof, and to read as follows:

"§ 41-b. Trout, close season; Allegany county.—The close season for trout in the Genesee river in the county of Allegany shall be from September first to April fifteenth both inclusive; in all the other brooks, streams and waters in such county, inhabited by trout, the close season shall be from July sixteenth to April fifteenth, both inclusive.

"§ 3. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Reeve from the committee on fisheries and game, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. Dowling called up the Senate bill (No. 315, Assembly reprint No. 2150) entitled "An act to amend the Civil Service Law, in relation to veterans" (Rec. No. 154), now on the order of third reading.

Mr. Dowling moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Page 2 line 6, change the semicolon after the word "employees" to a comma.

Same page, line 8, strike out the word "or" and insert the word "and."

Page 6, line 20, after the word "reduced" insert the words "in cities of the first class."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the Assembly bill (No. 1478, Senate reprint No. 1312) entitled "An act to amend the Railroad Law in relation to the protection of street railroad employees in the

counties of New York, Kings and Queens" (Int. No. 69), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 6, and page 2, lines 1 and 15, after the words "counties of" insert the words "New York."

Page 2, line 17, strike out the words "either or."

Mr. Thonet moved to non-concur in the amendments of the Senate thereto, and that a conference committee be appointed thereon and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly, Messrs. Bedell, Thonet, Yale, Wade and Dale.

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have non-concurred in the passage of the same, and have requested a committee of conference thereon and have appointed such committee on the part of the Assembly.

Mr. Mead offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 305, entitled "An act providing for an addition to the site of the State Normal College at Albany, N. Y., and making an appropriation therefor" (Int. No. 290), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Maier offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly

of Assembly bill No. 493, entitled "An act to amend the Public Health Law, in relation to the prosecution of violations of the law in regard to the practice of medicine" (Int. No. 463), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wemple offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1414, entitled "An act to provide a purchasing agent for the county of Schenectady, in regulating the management of said office" (Int. No. 964), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Stanley offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), that Assembly bill No. 66, entitled "An act authorizing the police commissioner of the city of New York to appoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department, November 24, 1897" (Int. No. 66), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Contant offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1427, entitled "An act to amend an act

entitled 'An act to fix the salary of the town clerk and commissioner of highways of the town of Saugerties, Ulster county" (Int. No. 1140), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. O'Neill offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 742, entitled "An act authorizing and directing the Comptroller to readjust and resettle the accounts of certain trust companies for taxes paid under section 187-a of the Tax Law for the years ending June 30, 1901 and 1902" (Int. No. 661), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. O'Neill offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 946, entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants,' in relation to presentation of claims" (Int. No. 817), for the purpose of transmission to the mayor of the city of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of

Senate bill No. 588, entitled "An act to amend the charter of the city of New Rochelle in relation to the leasing of certain privileges in Hudson park" (Rec. No. 147), for the purpose of transmission to the mayor of the city of New Rochelle.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 890, entitled "An act to amend section 8 of chapter 146 of the Laws of 1856, entitled 'An act authorizing the construction of a bridge across the Hudson river at Albany'" (Rec. No. 179), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 803, entitled "An act to amend section 1 of chapter 597 of the Laws of 1902, entitled 'An act authorizing the appointment of a confidential attendant by the justices of the Supreme Court designated to the Appellate Division of the Second Department or a majority of them'" (Rec. No. 261), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 741, entitled "An act to amend chapter 106 of the Laws of 1891,

entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' relative to ordinances pertaining to the fire alarm telegraph system" (Int. No. 660), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 2011, entitled "An act to amend chapter 44 of the Laws of 1853, entitled 'An act for the better support of the poor in the town of Newburgh in the county of Orange,' in relation to the corporate name and terms of the commissioners of the almshouse" (Int. No. 382), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 493, entitled "An act to amend the Public Health Law, in relation to the prosecution of violations of the law, in regard to the practice of medicine" (Int. No. 463), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1778, entitled "An act appropriating certain lands in the city of Oswego to the use of the Oswego hospital" (Int. No. 1327), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 579, entitled "An act to amend the Code of Civil Procedure relating to the disposition of the real estate of decedents for the pay-

ment of debts and funeral expenses" (Int. No. 533), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1414, entitled "An act to provide a purchasing agent for the county of Schenectady, in regulating the management of said office" (Int. No. 964), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 742, entitled "An act authorizing and directing the Comptroller to readjust and resettle the accounts of certain trust companies for taxes paid under section 187-a of the Tax Law for the years ending June 30, 1901 and 1902" (Int. No. 661), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 946, entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants,' in relation to presentation of claims" (Int. No. 817), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 305, entitled "An act providing for an addition to the site of the State Normal College at Albany, N. Y., and making an appropriation therefor" (Int. No. 290), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1427, entitled "An act to amend an act entitled 'An act to fix the salary of the town clerk and commissioner of highways of the town of Saugerties, Ulster county'" (Int. No. 1140), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution returning to the Governor Assembly bill No. 66, entitled "An act authorizing the police commissioner of the city of New York to appoint John W. Pinkley, an ex-policeman of the city of New York, who resigned from said police department, November 24, 1897" (Int. No. 66), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning Assembly bill No. 207, entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of completing the abatement of all nuisances in the Main and Hamburg canal, the Ohio basin slip between the south line of Elk street and the Main and Hamburg street canal, and the Clark and Skinner canal" (Int. No. 207, reprint No. 414), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Erastus C. Knight, mayor of the city of Buffalo, returning Assembly bill No. 978, entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school buildings" (Int. No. 836), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. W. J. McCaffrey, mayor of the city of Plattsburg, returning Assembly bill No. 830, entitled "An act to amend chapter 269 of the Laws of 1902, entitled 'An act to incorporate the city of Plattsburg,' in relation to salary of commissioner of charities" (Int. No. 731), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1913, entitled "An act to amend the Consolidated School Law, relative to the alteration of school districts having a bonded indebtedness" (Int. No. 935), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1956, entitled "An act to amend the Code of Civil Procedure with respect to the city court of the city of New York and providing for an additional stenographer for the special term of said court" (Int. No. 1144), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 2104, entitled "An act to amend chapter 621 of the Laws of 1896, entitled 'An act in relation to the jurisdiction of the department of public works in the city of New York over certain streets in said city,' as amended by chapter 319 of the Laws of 1897" (Int. No. 1480), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the mayor of the city of New York was received and read, in the words following:

STATE OF NEW YORK,
MAYOR'S OFFICE, CITY OF NEW YORK, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment a certified copy of Assembly bill No. 1131, entitled "An act relating to the appointment of employees of the fire department of the city of New York to the uniformed force of the said department." (Int. No. 945.)

GEORGE B. McCLELLAN,
Mayor of the City of New York.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 25, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 579, entitled "An act to amend the Code of Civil Procedure relating to the disposition of the real estate of decedents for the payment of debts and funeral expenses." (Int. No. 533.)

FRANK W. HIGGINS.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 25, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 2011, entitled "An act to amend chapter 44 of the Laws of 1853, entitled 'An act for the better support of the poor in the town of Newburgh in the county of Orange,' in relation to the corporate name and terms of the commissioners of the almshouse." (Int. No. 382.)

FRANK W. HIGGINS.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Newburgh.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 25, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 493, entitled "An act to amend the Public Health Law in relation to the prosecution of violations of the law, in regard to the practice of medicine." (Int. No. 463.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 25, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 741, entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' relative to ordinances pertaining to the fire alarm telegraph system." (Int. No. 660.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 25, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the city Assembly bill No. 1778, entitled "An act appropriating certain lands in the city of Oswego to the use of the Oswego Hospital." (Int. No. 1327.)

FRANK W. HIGGINS.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Oswego.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto:

"An act to amend subdivision 4 of section 2388 of the Code of Civil Procedure, relative to the service of certain notices upon heirs." (No. 949, Assembly reprint No. 2115, Rec. No. 198.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to fees received by an officer of a city government." (No. 353, Assembly reprint No. 2109, Rec. No. 233.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to the jurisdiction of the police court and police justice." (No. 836, Assembly reprint No. 2188, Rec. No. 193.)

"An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' relative to revising several sections of the said charter." (No. 1157, Assembly reprint No. 2152, Rec. No. 286.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill (No. 1740) entitled "An act to amend the Code of Civil Procedure, relating to actions for partition" (Int. No. 943), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled Assembly bills:

"An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits." (No. 957, Senate reprint No. 1159, Int. No. 476.)

"An act to amend the Railroad Law, in relation to approval of lease by stockholders." (No. 377, Senate reprint No 338, Int. No. 659.)

"An act to amend the Forest, Fish and Game Law, in relation to beaver." (No. 1051, Senate reprint No. 1155, Int. No. 651.)

"An act to release to Martha A. Waterman, widow of John S. Waterman, deceased, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the borough of Brooklyn, county of Kings, city and State of New York, acquired by escheat or otherwise, upon the death of

the said John S. Waterman." (No. 1339, Senate reprint No. 1212, Int. No. 1088.)

"An act to amend the Agricultural Law, in relation to butter and cheese factories." (No. 1517, Senate reprint No. 1213, Int. No. 833.)

"An act regulating the sanitary condition of bathing establishments, and amending section 212 of chapter 25 of the General Public Health Laws, as amended by the Laws of 1893, being renumbered by the Laws of 1900, chapter 667, number of section being originally 202." (No. 212, Senate reprint No. 1211, Int. No. 212.)

"An act to amend the Code of Civil Procedure, in relation to the meaning of the term justice of the peace." (No. 1120, Senate reprint No. 1058, Int. No. 701.)

"An act to amend the Code of Civil Procedure, in relation to jurisdiction of justices of the peace." (No. 1150, Senate reprint No. 1057, Int. No. 700.)

"An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of the Big Sandy pond in Oswego county." (No. 1229, Senate reprint No. 1325, Int. No. 1019.)

"An act to amend the Town Law, in relation to fees of supervisors." (No. 447, Senate reprint No. 761, Int. No. 242.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Assembly bill (No. 699, Senate reprint No. 2149) entitled "An act to amend the Real Property Law, relative to the postponement or subordination of liens upon real property" (Int. No. 210), with a message that they have reconsidered their vote by which said bill passed and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled Assembly bills:

"An act to amend the Forest, Fish and Game Law, relative to close season for lake trout in Putnam county." (No. 885, Senate reprint No. 1293, Int. No. 771.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to authorize the board of estimate and apportionment of the city of New York to hear, determine, audit and allow the alleged claim of Edwin F. Merwin for services alleged to have been performed between the 31st day of October, 1903, and the 31st day of December, 1903, inclusive, as superintendent of the bureau of dependent adults of the department of public charities of the city of New York." (No. 1304, Senate reprint No. 1294, Int. No. 1058.)

"An act to amend the Greater New York charter, being chapter 378 of the Laws of 1897, as amended, relative to acquiring lands for public purposes." (No. 444, Senate reprint No. 1272, Int. No. 153.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie,' relative to the officers of said city, their duties, etc." (No. 1472, Senate reprint No. 1093, Int. No. 396.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Poughkeepsie.

"An act to amend chapter 360 of the Laws of 1897, entitled 'An act to incorporate the city of Geneva,' generally." (No. 1403, Senate reprint No. 1210, Int. No. 256.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Geneva.

Ateention being called to errors in printing Assembly bill No. 2257, Int. No. 1514, it was ordered that the State Printer be directed to reprint said bill.

On motion of Mr. Rogers, the House adjourned.

WEDNESDAY, APRIL 26, 1905.

The House met pursuant to adjournment.

Prayer by Rev. A. H. Lucas.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Hapeman was indefinitely excused.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Forest, Fish and Game Law, relative to the protection of wild birds and their nests" (No. 1301, Rec. No. 412), which was read the first time and referred to the committee on fisheries and game.

"An act ratifying expenditures of the board of health of the city of Schenectady in repscet to a pesthouse, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds" (No. 1349, Rec. No. 413), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties'" (No. 1350, Rec. No. 414), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 347 of the Laws of 1903, entitled 'An act to provide for annual reports by cities of the second and third class of their financial condition,' in relation to compelling the making of such reports" (No. 1177, Rec. No. 415), which was read the first time and referred to the committee on affairs of cities.

"An act to repeal chapter 629 of the Laws of 1896, entitled 'An act to close and strike from the town survey map of Kings county all that portion of East Ninety-second street lying between Avenue L and Avenue N, as the same is laid down on

said map" (No. 1122, Rec. No. 416), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Forest, Fish and Game Law in relation to a special assistant oyster protector" (No. 1346, Rec. No. 417), which was read the first time and referred to the committee on fisheries and game.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of raising money to erect and maintain a new public market building on premises owned by said city" (No. 1207, Rec. No. 418), which was read the first time and referred to the committee on affairs of cities.

"An act to incorporate the Hellenic Eastern Orthodox Christian Church of New York" (No. 849, Rec. No. 419), which was read the first time and referred to the committee on charitable and religious societies.

"An act authorizing the comptroller of the city of New York to annul certain assessments and taxes in said city against certain real estate owned by the congregation of Hour Jacob" (No. 1332, Rec. No. 420), which was read the first time and referred to the committee on affairs of cities.

"An act for the relief of National Surety Company" (No. 1353, Rec. No. 421), which was read the first time and referred to the committee on the judiciary.

"An act to release to Lydia A. Spencer all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx in the city of New York, acquired by escheat or forfeiture upon the death of James Forrest" (No. 1344, Rec. No. 422), which was read the first time and referred to the committee on claims.

"An act to amend the Military Code relating to arms, uniforms and equipments for the National Guard and Naval Militia" (No. 1340, Rec. No. 423), which was read the first time and referred to the committee on military affairs.

"An act authorizing the police commissioner of the city of New York to rehear the charges upon which John C. McGee, formerly a patrolman in the police department of said city, was

dismissed from said department in the year 1902, and to reinstate him in the position formerly held by him" (No. 500, Rec. No. 424), which was read the first time and referred to the committee on affairs of cities.

"An act to cancel assessments for public improvements now levied and assessed against St. Paul's Reformed Episcopal Church in the borough of the Bronx, city of New York" (No. 1336, Rec. No. 425), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tax Law, in relation to taxation of the personal property of nonresidents" (No. 1363, Rec. No. 426), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Beihilf introduced a bill entitled "An act to amend the Greater New York charter with relation to the appointment of firemen" (Int. No. 1568), which was read the first time and referred to the committee on affairs of cities.

Mr. Patton introduced a bill entitled "An act to amend the Public Health Law, in relation to the vaccination of school children" (Int. No. 1569), which was read the first time and referred to the committee on public health.

Mr. Yale introduced a bill entitled "An act to amend the Labor Law, relative to providing bathrooms in foundries" (Int. No. 1570), which was read the first time and referred to the committee on labor and industries.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Assembly bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome." (No. 2130, Int. No. 1484.)

Senate, "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws.'" (No. 856, Assembly reprint No. 2264, Rec. No. 182.)

"An act to amend the State Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness and the inauguration of measures for its prevention." (No. 1909, Int. No. 1390.)

"An act to amend the Insanity Law, relative to visits of certain institutions by commission and medical inspector." (No. 2082, Int. No. 1467.)

"An act to amend the Military Code relating to arms, uniforms and equipment for the National Guard and Naval Militia." (No. 2175, Int. No. 1509.)

"An act appointing a committee to examine into the operations of the probation system and to report to the Legislature through the Governor." (No. 2083, Int. No. 1468.)

"An act to amend the Town Law, in relation to shade trees and the appointment of a tree warden." (No. 2219, Int. No. 688.)

Senate, "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries." (No. 584, Assembly reprint No. 2230, Rec. No. 226.)

"An act for the relief of National Surety Company." (No. 2182, Int. No. 1518.)

"An act to amend the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (No. 2218, Int. No. 1382.)

"An act to authorize the transfer of unused balances to the general fund in the city of Mount Vernon." (No. 2179, Int. No. 1513.)

"An act to provide for a commissioner of records of the county of New York." (No. 2131, Int. No. 1485.)

"An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands." (No. 2212, Int. No. 1532.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Assembly bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to provide for the drainage of Gorman swamp in Seneca county and making an appropriation therefor." (No. 1367, Int. No. 1108.)

"An act to amend the Greater New York charter, in relation to the purchase of supplies for the various departments of the city of New York." (No. 2163, Int. No. 1501.)

"An act to repeal subdivision 4 of section 17 of chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York.'" (No. 2141, Int. No. 1495.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Clever against the State of New York, for damages for injuries sustained by him while an inmate of the State Industrial School of Rochester, N. Y., duly committed thereto." (No. 132, Int. No. 132.)

"An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes." (No. 2127, Int. No. 1329.)

"An act making an appropriation to the Central New York Institution for Deaf-Mutes, at Rome, to enable it to extinguish its debt incurred for the support and education of its deaf and

dumb pupils and for the paving of the street fronting its property." (No. 41, Int. No. 41.)

"An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (No. 2216, Int. No. 1536.)

"An act to provide for the repairing and improving of the harbor and breakwater, in Seneca Lake, at Watkins, on the Chemung canal, and making an appropriation therefor." (No. 995, Int. No. 854.)

"An act to amend the Agricultural Law, in relation to the licensing of persons by the commissioner of agriculture and the powers and duties of such commissioner." (No. 1476, Int. No. 779.)

"An act to amend the Military Code, in relation to allowances to enlisted men, and the loss or damage of State property." (No. 883, Int. No. 768.)

"An act to amend the Greater New York charter, relative to certain officers of the municipal court of the city of New York." (No. 2209, Int. No. 1529.)

"An act to amend the Code of Civil Procedure, in relation to the issuing by town clerks of transcripts of judgments of justices of the peace." (No. 1886, Int. No. 1374.)

"An act for the relief of Adelia Queenie Barker." (No. 2208, Int. No. 1528.)

"An act to legalize the acts of William H. Good, a commissioner of deeds." (No. 775, Int. No. 667.)

"An act to amend the Code of Civil Procedure with reference to proceedings before trial in counties in which Supreme Court commissioners have been appointed by adding thereto a new section to be known as section 720-a." (No. 1376, Int. No. 1117.)

"An act to authorize the building of a dike or dikes for the protection of property adjacent to the Delaware river in the village of Port Jervis, and making an appropriation therefor." (No. 1271, Int. No. 1028.)

"An act in relation to the right of resident property owners to vote at special tax elections in cities of the third class." (No. 431, Int. No. 410.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay to Ernest H. Juergens compensation for services rendered to said city in the law department in the years 1899 and 1900, as office boy." (No. 2210, Int. No. 1530.)

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately.

"An act to amend the Greater New York charter so that the mayor may be relieved of the labor of signing large numbers of certificates of corporate stock and of bonds of the city of New York." (No. 1255, Rec. No. 373.)

"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon.'" (No. 730, Rec. No. 205.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to repeal article 4 of the Navigation Law relating to the port of Albany." (No. 666, Rec. No. 329.)

"An act to amend the Insurance Law, relative to mutual benefit fraternities." (No. 1287, Rec. No. 392.)

"An act to amend the County Law, relating to the salary of the county judge and surrogate of Broome county." (No. 940, Rec. No. 319.)

"An act to amend chapter 537 of the Laws of 1893, entitled 'An act providing for ascertaining and paying the amount of

damages to lands and buildings, suffered by reason of change of grade of streets or avenues, made pursuant to chapter 721 of the Laws of 1887, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards in the city of New York or otherwise,' as amended by chapter 567 of the Laws of 1894, entitled 'An act to amend chapter 537 of the Laws of 1893, entitled 'An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of change of grade of streets or avenues, made pursuant to chapter 721 of the Laws of 1887, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards in the city of New York or otherwise,' relative to damages caused by change of grade in the borough of the Bronx (formerly the Twenty-third and Twenty-fourth wards), of the city of New York, by permitting the filing of additional claims, under the provisions of said chapter 537 of the Laws of 1893 as amended by chapter 567 of the Laws of 1894, and to extend the time for filing such claims, and for the appointment of commissioners of appraisal." (No. 961, Rec. No. 266.)

"An act to amend the Insanity Law, relating to the management of State hospitals, abolishing the boards of visitation and creating boards of managers therefor, and defining the powers and duties of the boards of managers and of the State Commission in Lunacy." (No. 1326, Rec. No. 400.)

"An act authorizing the town board of the town of Greenburgh, in the county of Westchester, to change the boundaries of any election district in such town." (No. 1228, Rec. No. 404.)

"An act to amend chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and acts amending the same.' " (No. 1299, Rec. No. 408.)

"An act to extend the Grand boulevard and concourse established by chapter 130 of the Laws of 1895, and the approaches thereto." (No. 1195, Rec. No. 406.)

"An act to amend an act entitled 'An act to incorporate the

city of Johnstown,' being chapter 568 of the Laws of 1895." (No. 1243, Rec. No. 410.)

"An act to amend section 88 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville.'" (No. 1244, Rec. No. 411.)

"An act to provide for the acquisition of additional land for the Rensselaerwyck rifle range, and making an appropriation therefor." (No. 402, Rec. No. 293.)

"An act authorizing the commissioners of the land office to transfer and convey to the 'Onondaga Chapter, Daughters of the American Revolution,' a corporation, the land and rights of way situate in the town of Onondaga, conveyed by Cornelius Longstreet and wife to the people of the State of New York for the purpose of erecting an arsenal." (No. 971, Rec. No. 343.)

"An act to authorize the city of Auburn to borrow money and issue its bonds therefor, for the purpose of constructing subways or conduits in the streets, avenues, highways, alleys, public lanes and squares in said city; to provide for the payment of such bonds; and the control, management and leasing of said subways or conduits." (No. 1128, Rec. No. 383.)

"An act to amend chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and acts amending the same.'" (No. 1264, Rec. No. 391.)

"An act to amend the Domestic Relations Law in relation to the solemnization of marriages." (No. 950, Rec. No. 227.)

"An act to amend chapter 580 of the Laws of 1902, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to actions brought to recover a penalty or penalties for the violation of any laws or ordinance." (No. 284, Rec. No. 47.)

"An act to amend the Highway Law, relative to private roads, and to repeal certain sections thereof." (No. 904, Rec. No. 368.)

"An act to legalize the official acts of George Hitchcock, as justice of the peace of the city of Corning, Steuben county." (No. 182, Rec. No. 26.)

"An act to facilitate State commerce by increasing the depth of water in the Erie basin at Buffalo, and making an appropriation therefor." (No. 307, Rec. No. 354.)

"An act to amend section 74 of the Greater New York charter, with respect to the powers of the board of aldermen and the board of estimate and apportionment." (No. 1254, Rec. No. 361.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 279) entitled "An act to amend section 29 of chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors'" (Rec. No. 65), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment, and that the same be reprinted as amended and re-engrossed, and that when it shall have been on the desks of the members three calendar legislative days, it be made a special order on third reading immediately:

Page 2, line 19, insert the words "September first, nineteen hundred and five" in place of the word "immediately."

Which report was agreed to, and said bill ordered reprinted as amended, and reengrossed, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 437) entitled "An act creating a commission to inquire as to the most practical method of providing modern prison buildings" (Rec. No. 294), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment, and that the same be reprinted as amended and re-engrossed, and that when it shall have been on the desks of the members three calendar legislative days, it be made a special order on third reading immediately.

Page 3, line 6, insert after the word "therewith" the words "Sixth, the most practicable disposition that may be made of the Eastern New York Reformatory."

Which report was agreed to and said bill ordered reprinted as amended and re-engrossed, and that when it shall have been on the desks of the members three calendar legislative days, it be made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 284) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section 6 of article 6 of the Constitution, relating to the Supreme Court" (Int. No. 284), reported the same with the following amendment, and request that said bill be reprinted as amended and recommitted to said committee:

Strike out present second section and insert the following:

"§ 2. Resolved (if the Senate concur), That the foregoing amendment be submitted to the people for approval at the general election to be held in the year nineteen hundred and five, and in accordance with the provisions of the election law."

Which report was agreed to and said bill ordered reprinted as amended, and recommitted to said committee.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to extend Hickory street in the city of Utica through the lands of the State hospital at Utica, N. Y." (No. 2266, Int. No. 1375.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to police pension fund and firemen's pension fund." (No. 2234, Int. No. 1477.)

"An act to divide the city of Utica into 22 wards establishing the boundaries of said wards and providing for the election, term of office and compensation of the ward officers for said wards and repealing section 3 of chapter 18 of the Laws of 1862,

entitled 'An act to revise the charter of the city of Utica,' and certain other acts." (No. 2232, Int. No. 1240.)

"An act to amend the Agricultural Law, in relation to the prevention of disease in fruit trees, and the pests that infest the same." (No. 2220, Int. No. 1163.)

"An act to amend the Military Code, in relation to military parades on Dewey day." (No. 2267, Int. No. 646.)

"An act to amend the Greater New York charter, in relation to granting licenses for hoisting goods, wares and merchandise and placing signs on buildings." (No. 2233, Int. No. 1483.)

"An act to provide for the better collection of unpaid assessments for local improvements in the town of West Seneca, Erie county, N. Y." (No. 2270, Int. No. 357.)

"An act to amend the Banking Law, relative to the powers of trust companies." (No. 2268, Int. No. 832.)

"An act to amend the Liquor Tax Law, relative to publication of decisions of the courts." (No. 2269, Int. No. 227.)

"An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation proceedings, injunction proceedings, special liquor tax certificates, convictions, and reports and fees of county clerks." (No. 2271, Int. No. 1332.)

"An act to amend the Code of Civil Procedure, in relation to fees of county clerks, for filing papers relating to corporations." (No. 2231, Int. No. 1215.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof and supplementary thereto, in relation to the common council and to the nomination and election of members thereof." (No. 2229, Int. No. 1120.)

"An act to amend article 1, section 52, of chapter 690 of the Laws of 1892, as amended by chapter 725 of the Laws of 1893, as amended by chapter 722 of the Laws of 1901, constituting chapter 38 of the general laws, and known as the Insurance Law." (No. 2183, Rec. No. 219.)

"An act to establish in the city of Troy, an inferior court of criminal jurisdiction, to be known as the children's court, to provide for the appointment of a justice thereof, and to regulate and prescribe the jurisdiction thereof." (No. 2085, Int. No. 1470.)

"An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (No. 2216, Int. No. 1536.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay to Ernest H. Juergens compensation for services rendered to said city in the law department in the years 1899 and 1900, as office boy." (No. 2210, Int. No. 1530.)

"An act to amend the Agricultural Law, in relation to the licensing of persons by the commissioner of agriculture and the powers and duties of such commissioner." (No. 1476, Int. No. 779.)

"An act to amend the Military Code, in relation to allowances to enlisted men, and the loss or damage of State property." (No. 883, Int. No. 768.)

"An act in relation to the right of resident property owners to vote at special tax elections in cities of the third class." (No. 431, Int. No. 410.)

"An act to amend the State Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness, and the inauguration of measures for its prevention." (No. 1909, Int. No. 1390.)

"An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome." (No. 2130, Int. No. 1484.)

"An act to provide for the repairing and improving of the harbor and breakwater, in Seneca lake, at Watkins, on the Chemung canal, and making an appropriation therefor." (No. 995, Int. No. 854.)

"An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes." (No. 2127, Int. No. 1329.)

"An act to legalize the acts of William G. Good, a commissioner of deeds." (No. 755, Int. No. 667.)

"An act to amend the Greater New York charter, relative to certain officers of the municipal court of the city of New York." (No. 2209, Int. No. 1529.)

"An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' in relation to poll tax and the enforcement of the collection thereof." (No. 2044, Int. No. 1444.)

"An act for the relief of Adelia Queenie Barker." (No. 2208, Int. No. 1528.)

"An act making an appropriation to the Central New York Institution for Deaf-Mutes at Rome, to enable it to extinguish its debt incurred for the support and education of its deaf and dumb pupils, and for the paving of the street fronting its property." (No. 41, Int. No. 41.)

"An act to authorize the building of a dike or dikes for the protection of property adjacent to the Delaware river in the village of Port Jervis, and making an appropriation therefor." (No. 1271, Int. No. 1028.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Clever against the State of New York, for damages for injuries sustained by him

while an inmate of the State Industrial School of Rochester, N. Y., duly committed thereto." (No. 132, Int. No. 132.)

"An act to provide for the drainage of Gorman swamp in Seneca county, and making an appropriation therefor." (No. 1367, Int. No. 1108.)

"An act to amend the Code of Civil Procedure, in relation to the issuing by town clerks of transcripts of judgments of justices of the peace." (No. 1886, Int. No. 1374.)

"An act to authorize the transfer of unused balances to the general fund in the city of Mount Vernon." (No. 2179, Int. No. 1513.)

Mr. Bedell in the chair.

Mr. Speaker announced the special order, being the bill (No. 2218) entitled "An act to amend the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (Int. No. 1382.)

Said bill having been announced for a third reading,

Mr. McManus moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 6, after the word "therefor" add the words "fifty thousand dollars to be paid to the department of charities of the city of New York for improving the condition of the poor, and to be used in rendering aid and assistance by gifts of clothing, food and fuel to the poor of the county of New York who may apply therefor."

Mr. Fuller.—Mr. Speaker, I make the point of order that the amendment is not germane.

Mr. Speaker.—The Chair rules that the amendment would appear to be germane, because this is a proposition having very similar purposes that are included in this bill, namely, authorizing the board of estimate and apportionment to appropriate this money for rendering aid and assistance by gifts, etc., to the poor of the county of Kings.

Mr. Speaker then put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 85
NOES 11

Those who voted in the affirmative were:

Allen J G	Cooke	Gurnett	Palmer	Smith J E
Anderson	Cotton	Hackett	Parker	Smith R H
Bass	Cowan	Hammond	Patton	Stanley
Brooks	Cox	Hartman	Pendry	Stevens
Bedell	Dale	Hooker	Phillips	Tenjost
Beebe	Dodd	Hooper	Plank	Thonet
Bird	Donovan	Hubbs	Platt	Waddell
Brooks	Ellis	Hurd	Pratt	Wade
Burnett	Evans	La Fetra	Prince	Wadsworth
Burns	Fitzsimons	La Rue	Reilly	Wainwright
Burzynski	Foelker	Lewis	Salomon	Wedemeyer
Cadin	Foster	Mathews T F	Schoeneck	West
Cahn	Freidel	Matthews C R	Shanahan	Whitney F G
Callahan	Fuller	McKeown	Sheldon	Whitney G H
Caughlan	Gardner	McManus	Sherry	Wiegand
Charles E E	Gates	Murphy	Smith A P	Wilson
Charles W B	Gray	Newton	Smith A E	Young

Those who voted in the negative were:

Allen F E	Perry	Rogers	Sheehy	Slocum
Machacek	Prentice	Rosenstein	Shuttleworth	Tompkins
Malloy				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2179) entitled "An act to authorize the transfer of unused balances to the general fund in the city of Mount Vernon." (Int. No. 1513.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Pendry	Standart
Allen F E	Cowan	Hooker	Perry	Steele
Allen J G	Cox	Hooper	Phillips	Stevens
Anderson	Cunningham	Hornidge	Platt	Sullivan
Apgar	Dale	Hurd	Pratt	Tenjost
Bass	Dodd	Kavanaugh	Prentice	Thompson G F
Becker	Donovan	Knapp	Quinn	Thompson J A
Bedell	Dowling	La Fetra	Reeve	Thonet
Beihilf	Ellis	La Rue	Reilly	Tompkins
Bird	Etzel	Leggett	Rogers	Waddell
Bisland	Evans	Lewis	Rosenstein	Wagner
Brady	Everett	Maier	Salomon	Wadsworth
Brooks	Fitzsimons	Malloy	Sammon	Wainwright
Burnett	Foelker	Mathews T F	Schoeneck	Wedemeyer
Burns	Foster	Matthews C R	Scovill	West
Burzynski	Francisco	McKeown	Shanahan	Wemple
Cadin	Freidel	McManus	Sheehy	Whitney F G
Cahn	Gardner	Mead	Sheldon	Whitney G H
Callahan	Gates	Miller	Sherry	Wiegand
Carrier	Grady	Monroe	Shuttleworth	Wilsnack
Caughlan	Grattan	Murphy	Slocum	Wolf
Charles E E	Gray	Newton	Smith A P	Wood F C
Charles W B	Gurnett	Nugent	Smith A E	Wood F X
Cooke	Hackett	O'Neill	Smith J T	Yale
Coon	Hanford	Palmer	Smith R H	Young
Cotton	Hapeman	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2131) entitled "An act to provide for a commissioner of records of the county of New York." (Int. No. 1485.)

On motion of Mr. Beihilf, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 2212) entitled "An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands." (Int. No. 1532.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Plank	Steele
Allen F E	Dale	Hubbs	Platt	Stevens
Allen J G	Dodd	Hurd	Pratt	Sullivan
Apgar	Donovan	Kavanaugh	Prentice	Tenjost
Bass	Dowling	La Fetra	Prince	Thompson J A
Bedell	Ellis	La Rue	Quinn	Thonet
Beebe	Evans	Leggett	Reeve	Tompkins
Bird	Fish	Lewis	Reilly	Waddell
Bisland	Fitzsimons	Machacek	Rigby	Wade
Brady	Foelker	Maier	Rogers	Wagner
Brooks	Foster	Malloy	Rosenstein	Wadsworth
Burnett	Francisco	Mathews T F	Salomon	Wainwright
Burns	Freidel	McManus	Sammon	Wedemeyer
Burzynski	Fuller	Mead	Santee	West
Byrne	Gardner	Merritt	Schoeneck	Wemple
Cadin	Gates	Miller	Scovill	Whitney F G
Cahn	Grady	Moreland	Shanahan	Whitney G H
Callahan	Grattan	Murphy	Sheldon	Wiegand
Carrier	Gray	Newton	Sherry	Wilsnack
Caughlan	Gurnett	Ogden	Slocum	Wilson
Charles E E	Hammond	O'Neill	Smith A P	Wolf
Charles W B	Hanford	Parker	Smith A E	Wood F C
Cooke	Hartman	Patton	Smith J T	Wood F X
Coon	Hastings	Pendry	Smith R H	Yale
Coutant	Hooker	Perry	Stanley	Young
Cowan	Hooper	Phillips		

In the negative:

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2130) entitled "An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome." (Int. No. 1484.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hubbs	Perry	Smith R H
Allen F E	Cunningham	Hurd	Phillips	Stanley
Allen J G	Dale	Knapp	Plank	Steele
Anderson	Donovan	La Rue	Platt	Sullivan
Apgar	Dowling	Leggett	Pratt	Tenjost
Bass	Ellis	Lewis	Prentice	Thompson G F
Bedell	Etzel	Machacek	Prince	Thonet
Beebe	Everett	Maier	Quinn	Tompkins
Beihilf	Fish	Mathews T F	Reeve	Waddell
Bird	Fitzsimons	Matthews C R	Reilly	Wade
Brady	Foelker	McKeown	Rigby	Wagner
Brooks	Foster	McManus	Rogers	Wadsworth
Burnett	Francisco	Mead	Rosenstein	Wainwright
Burns	Fuller	Merritt	Salomon	Wedemeyer
Burzynski	Gardner	Miller	Santee	West
Byrne	Gates	Monroe	Scovill	Wemple
Cadin	Grady	Moreland	Shanahan	Whitney F G
Cahn	Grattan	Murphy	Sheehy	Whitney G H
Callahan	Gray	Nugent	Sheldon	Wiegand
Carrier	Hackett	Ogden	Sherry	Wilsnack
Caughlan	Hammond	O'Neill	Slocum	Wilson
Charles W B	Hapeman	Palmer	Smith A P	Wood F C
Cooke	Hartman	Parker	Smith A E	Wood F X
Coon	Hastings	Patton	Smith J E	Yale
Coutant	Hooker	Pendry	Smith J T	Young
Cowan	Hornidge			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Burnett moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Allen F E	Coutant	Hooper	Pendry	Smith J T
Allen J G	Cowan	Hornidge	Perry	Smith R H
Anderson	Cox	Hubbs	Phillips	Stanley
Bass	Cunningham	Hurd	Plank	Steele
Becker	Dale	Kavanaugh	Platt	Stevens
Bedell	Dodd	Knapp	Pratt	Sullivan
Beebe	Donovan	La Rue	Prentice	Tenjost
Beihilf	Dowling	Leggett	Prince	Thompson G F
Bird	Evans	Lewis	Quinn	Thompson J A
Bisland	Fish	Machacek	Reeve	Thonet
Brady	Foelker	Maier	Reilly	Wade
Brooks	Foster	Malloy	Rigby	Wagner

Burnett	Freidel	Mathews T F	Rogers	Wadsworth
Burns	Fuller	Matthews C R	Salomon	Wainwright
Burzynski	Gardner	Miller	Sammon	Wedemeyer
Byrne	Gates	Monroe	Santee	West
Cadin	Grattan	Moreland	Scovill	Wemple
Cahn	Gray	Murphy	Sammon	Whitney F G
Callahan	Gurnett	Newton	Sherry	Whitney G H
Caughlan	Hackett	Nugent	Shuttleworth	Wilsnack
Charles E E	Hammond	Ogden	Slocum	Wilson
Charles W B	Hartman	Palmer	Smith A P	Wolf
Coon	Hastings	Parker	Smith A E	Wood F X
Cotton	Hooker	Patton	Smith J E	Young 120

Mr. Burnett moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker in the chair.

Mr. Speaker announced the special order, being the Senate bill (No. 856, Assembly reprint No. 2264) entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws.'" (Rec. No. 182.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 85
NOES 44

Those who voted in the affirmative were:

Allen F E	Coutant	Hooker	Patton	Smith J T
Allen J G	Cowan	Hooper	Perry	Stanley
Bass	Cox	Hubbs	Phillips	Steele
Becker	Cunningham	Hurd	Plank	Stevens
Bedell	Dowling	Knapp	Platt	Thompson G F
Beebe	Evans	La Rue	Pratt	Waddell
Beihilf	Fish	Leggett	Prentice	Wade
Bisland	Foelker	Lewis	Reeve	Wadsworth
Brady	Foster	Maier	Rigby	Wainwright
Burnett	Fuller	Matthews C R	Rogers	West
Cadin	Gardner	Miller	Santee	Wemple

Callahan	Gates	Monroe	Scovill	Whitney F G
Carrier	Grattan	Machacek	Sheldon	Whitney G H
Charles E E	Gray	Murphy	Shuttleworth	Wilsnack
Charles W B	Hammond	Newton	Slocum	Wilson
Coon	Hartman	Ogden	Smith A P	Wood F X
Cotton	Hastings	Parker	Smith J E	Young

Those who voted in the negative were:

Anderson	Dale	Machacek	Reilly	Sullivan
Bird	Donovan	Malloy	Rosenstein	Tenjost
Brooks	Ellis	Mathews T F	Salomon	Thompson J A
Burns	Fitzsimons	McKeown	Sammon	Tompkins
Burzynski	Grady	McManus	Shanahan	Wagner
Byrne	Hackett	Nugent	Sheehy	Wedemeyer
Cahn	Hornidge	Palmer	Sherry	Wiegand
Caughlan	Kavanaugh	Prince	Smith A E	Wolf
Cooke	La Fetra	Quinn	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 1909) entitled "An act to amend the State Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness and the inauguration of measures for its prevention." (Int. No. 1390.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Dowling	La Rue	Platt	Steele
Allen F E	Ellis	Leggett	Pratt	Stevens
Allen J G	Etzel	Lewis	Prentice	Sullivan
Apgar	Everett	Machacek	Quinn	Tenjost
Bass	Fish	Maier	Reeve	Thompson J A
Bedell	Fitzsimons	Malloy	Reilly	Thonet
Beebe	Foelker	Mathews T F	Rigby	Tompkins
Bird	Foster	Matthews C R	Rogers	Waddell
Bisland	Freidel	McKeown	Rosenstein	Wade
Brooks	Fuller	McManus	Salomon	Wagner
Burnett	Gates	Mead	Sammon	Wadsworth

Burns	Grady	Miller	Santee	Wainwright
Byrne	Grattan	Monroe	Schoeneck	Wedemeyer
Cadin	Gray	Moreland	Scovill	West
Cahn	Gurnett	Murphy	Shanahan	Whitney F G
Carrier	Hammond	Nugent	Sheehy	Whitney G H
Charles E E	Hanford	Ogden	Sherry	Wiegand
Charles W B	Hartman	O'Neill	Shuttleworth	Wilsnack
Cooke	Hastings	Palmer	Slocum	Wilson
Cotton	Hooker	Parker	Smith A P	Wolf
Coutant	Hooper	Patton	Smith A E	Wood F C
Cox	Hornidge	Pendry	Smith J E	Wood F X
Cunningham	Hurd	Perry	Smith J T	Yale
Dodd	Kavanaugh	Phillips	Smith R H	Young
Donovan	Knapp	Plank	Standart	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2082) entitled "An act to amend the Insanity Law, relative to visits of certain institutions by commission and medical inspector." (Int. No. 1467.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Pendry	Stanley
Allen F E	Cowan	Hooper	Perry	Stevens
Allen J G	Cunningham	Hornidge	Phillips	Sullivan
Anderson	Dale	Hubbs	Plank	Tenjost
Apgar	Dodd	Kavanaugh	Platt	Thompson G F
Bass	Donovan	Knapp	Pratt	Thompson J A
Becker	Dowling	La Fetra	Prince	Thonet
Bedell	Ellis	Leggett	Quinn	Tompkins
Beebe	Etzel	Lewis	Reeve	Wade
Beihilf	Everett	Machacek	Rigby	Wagner
Bird	Fish	Maier	Rogers	Wadsworth
Bisland	Fitzsimons	Malloy	Rosenstein	Wainwright
Brady	Foelker	Mathews T F	Salomon	Wedemeyer
Brooks	Foster	Matthews C R	Sammon	West
Burnett	Freidel	McKeown	Schoeneck	Whitney F G
Burzynski	Fuller	McManus	Scovill	Whitney G H
Byrne	Gardner	Merritt	Shanahan	Wiegand
Cadin	Gates	Miller	Sheldon	Wilsnack

Callahan	Grady	Moreland	Shuttleworth	Wilson
Carrier	Grattan	Newton	Slocum	Wolf
Caughlan	Gurnett	Nugent	Smith A P	Wood F C
Charles E E	Hackett	O'Neill	Smith J E	Wood F X
Charles W B	Hammond	Palmer	Smith J T	Yale
Coon	Hanford	Parker	Smith R H	Young
Cotton	Hartman	Patton	Standart	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2175) entitled "An act to amend the Military Code, relating to arms, uniforms and equipment for the National Guard and Naval Militia." (Int. No. 1509.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hubbs	Patton	Smith J T
Allen F E	Cowan	Hurd	Pendry	Standart
Allen J G	Cunningham	Kavanaugh	Perry	Stanley
Anderson	Dale	Knapp	Phillips	Steele
Apgar	Donovan	La Fetra	Plank	Stevens
Bass	Dowling	La Rue	Platt	Tenjost
Bedell	Etzel	Leggett	Pratt	Thompson G F
Beebe	Evans	Lewis	Prentice	Thompson J A
Beihilf	Everett	Machacek	Quinn	Tompkins
Bird	Fitzsimons	Maier	Reeve	Waddell
Bisland	Foelker	Malloy	Reilly	Wade
Brooks	Foster	Mathews T F	Rigby	Wagner
Burnett	Freidel	Matthews C R	Rosenstein	Wadsworth
Burns	Gardner	McKeown	Salomon	Wainwright
Burzynski	Gates	McManus	Sammon	West
Byrne	Grady	Mead	Schoeneck	Wemple
Cahn	Gray	Merritt	Scovill	Whitney G H
Callahan	Gurnett	Miller	Shanahan	Wilsnack
Carrier	Hackett	Moreland	Sheehy	Wilson
Caughlan	Hanford	Newton	Sherry	Wolf
Charles E E	Hartman	Nugent	Shuttleworth	Wood F C
Charles W B	Hastings	O'Neill	Slocum	Wood F X
Coon	Hooker	Palmer	Smith A P	Yale
Cotton	Hornidge	Parker	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2083) entitled "An act appointing a committee to examine into the operations of the probation system and to report to the Legislature through the Governor." (Int. No. 1468.).

Said bill having been announced for a third reading,

Mr. McManus moved that said bill be recommitted to the committee on ways and means, with instructions to report the same forthwith amended as follows:

Section 1, line 3, strike out the word "fifteen" and insert the word "five" after the word "exceed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100
NOES 45

Those who voted in the affirmative were:

Allen F E	Cox	Hooper	Perry	Steele
Allen J G	Cunningham	Hubbs	Phillips	Stevens
Bass	Dowling	Hurd	Plank	Tenjost
Becker	Etzel	Knapp	Platt	Thompson G F
Bedell	Evans	La Rue	Pratt	Thonet
Beebe	Fish	Leggett	Prentice	Tompkins
Beihilf	Foelker	Lewis	Reeve	Waddell
Bisland	Foster	Maier	Rigby	Wade
Brady	Francisco	Matthews C R	Rogers	Wadsworth
Brooks	Freidel	Mead	Santee	Wainwright
Burnett	Gardner	Miller	Schoeneck	West
Cadin	Gates	Monroe	Scovill	Wemple
Callahan	Grattan	Moreland	Sheldon	Whitney F G
Carrier	Gray	Murphy	Shuttleworth	Whitney G H
Charles E E	Hammond	Newton	Slocum	Wilsnack
Charles W B	Hanford	Ogden	Smith A P	Wilson
Coon	Hapeman	O'Neill	Smith J E	Wood F C
Cotton	Hartman	Parker	Smith J T	Wood F X
Coutant	Hastings	Patton	Standart	Yale
Cowan	Hooker	Pendry	Stanley	Young

Those who voted in the negative were:

Anderson	Dodd	Hornidge	Palmer	Sherry
Bird	Donovan	Kavanaugh	Prince	Smith A E
Burns	Ellis	La Fetra	Quinn	Smith R H
Burzynski	Everett	Machacek	Reilly	Sullivan
Byrne	Fitzsimons	Malloy	Rosenstein	Thompson J A
Cahn	Fuller	Mathews T F	Salomon	Wagner
Caughlan	Grady	McKeown	Sammon	Wedemeyer
Cooke	Gurnett	McManus	Shanahan	Wiegand
Dale	Hackett	Nugent	Sheehy	Wolf

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2219) entitled "An act to amend the Town Law, in relation to shade trees and the appointment of a tree warden." (Int. No. 688.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Perry	Smith J T
Allen F E	Cox	Hornidge	Phillips	Standart
Allen J G	Dale	Hubbs	Plank	Steele
Anderson	Dodd	Kavanaugh	Platt	Stevens
Apgar	Donovan	Knapp	Pratt	Tenjost
Bass	Dowling	La Fetra	Prentice	Thompson G F
Becker	Ellis	La Rue	Quinn	Thompson J A
Beebe	Evans	Leggett	Reeve	Thonet
Beihilf	Fish	Lewis	Reilly	Waddell
Bird	Fitzsimons	Machacek	Rigby	Wade
Bisland	Foelker	Maier	Rogers	Wagner
Brady	Foster	Malloy	Rosenstein	Wadsworth
Brooks	Freidel	Mathews T F	Salomon	Wainwright
Burnett	Fuller	Matthews C R	Sammon	Wedemeyer
Burns	Gardner	McKeown	Santee	West
Byrne	Gates	McManus	Schoeneck	Wemple
Cadin	Grady	Merritt	Scovill	Whitney F G
Cahn	Grattan	Miller	Shanahan	Whitney G H
Callahan	Gurnett	Moreland	Sheehy	Wiegand
Carrier	Hackett	Murphy	Sherry	Wilsnack
Caughlan	Hammond	Nugent	Shuttleworth	Wolf

Charles W B	Hapeman	Ogden	Slocum	Wood F C
Cooke	Hartman	Parker	Smith A P	Wood F X
Coon	Hastings	Patton	Smith A E	Yale
Cotton	Hooker	Pendry	Smith J E	Young
Coutant				

In the negative:

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 584, Assembly reprint No. 2230) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries." (Rec. No. 226.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 95
NOES 39

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Patton	Stanley
Allen F E	Coutant	Hastings	Pendry	Steele
Allen J G	Cowan	Hooker	Perry	Stevens
Apgar	Cox	Hooper	Phillips	Tenjost
Bass	Cunningham	Hubbs	Plank	Thompson G F
Becker	Dowling	Hurd	Platt	Thonet
Bedell	Etzel	La Rue	Pratt	Waddell
Beebe	Evans	Leggett	Reeve	Wade
Beihilf	Fish	Matthews C R	Rogers	Wadsworth
Bisland	Foelker	Mead	Santee	Wainwright
Brady	Foster	Merritt	Schoeneck	West
Brooks	Francisco	Miller	Scovill	Wemple
Burnett	Freidel	Monroe	Sheldon	Whitney F G
Cadin	Gardner	Moreland	Shuttleworth	Whitney G H
Callahan	Gates	Murphy	Slocum	Wilsnack
Carrier	Grattan	Newton	Smith A P	Wilson
Charles E E	Gray	Ogden	Smith J E	Wood F X
Charles W B	Hammond	O'Neill	Smith J T	Yale
Coon	Hanford	Parker	Standart	Young

Those who voted in the negative were:

Anderson	Dodd	Hornidge	Nugent	Sheehy
Bird	Donovan	Kavanaugh	Palmer	Sherry
Burns	Everett	La Fetra	Prince	Smith A E
Burzynski	Fitzsimons	Machacek	Quinn	Smith R H
Byrne	Fuller	Malloy	Rosenstein	Sullivan
Caughlan	Grady	Mathews T F	Salomon	Tompkins
Cooke	Gurnett	McKeown	Sammon	Wagner
Dale	Hackett	McManus	Shanahan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 2182) entitled "An act for the relief of National Surety Company." (Int. No. 1518.)

Said bill having been announced for a third reading,

On motion of Mr. Young, said bill was laid aside and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2044) entitled "An act to amend chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' in relation to poll tax and the enforcement and collection thereof." (Int. No. 1444.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Patton	Standart
Allen F E	Cunningham	Hubbs	Pendry	Stanley
Allen J G	Dale	Hurd	Perry	Steele
Anderson	Dodd	Kavanaugh	Phillips	Stevens
Apgar	Donovan	Knapp	Plank	Sullivan
Bass	Ellis	La Fetra	Platt	Thompson G F
Becker	Etzel	La Rue	Pratt	Thompson J A
Bedell	Evans	Leggett	Prentice	Thonet

Bird	Everett	Lewis	Prince	Tompkins
Bisland	Fish	Machacek	Reeve	Waddell
Brady	Fitzsimons	Maier	Reilly	Wade
Brooks	Foelker	Malloy	Rigby	Wadsworth
Burnett	Foster	Mathews T F	Rogers	Wainwright
Burns	Freidel	Matthews C R	Rosenstein	Wedemeyer
Burzynski	Fuller	McKeown	Salomon	West
Byrne	Gardner	McManus	Sammon	Wemple
Cadin	Gates	Mead	Santee	Whitney F G
Cahn	Grady	Merritt	Scovill	Whitney G H
Callahan	Grattan	Monroe	Shanahan	Wiegand
Carrier	Gray	Moreland	Sheehy	Wilsnack
Caughlan	Gurnett	Murphy	Sheldon	Wilson
Charles E E	Hackett	Newton	Sherry	Wolf
Charles W B	Hammond	Nugent	Slocum	Wood F C
Cooke	Hanford	Ogden	Smith A P	Wood F X
Cotton	Hartman	O'Neill	Smith J E	Yale
Coutant	Hastings	Parker	Smith R H	Young
Cowan	Hooper			

In the negative:

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1255) entitled "An act to amend the Greater New York charter so that the mayor may be relieved of the labor of signing large numbers of certificates of corporate stock and of bonds of the city of New York." (Rec. No. 373.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hornidge	Patton	Standart
Allen F E	Cox	Hubbs	Pendry	Stanley
Allen J G	Cunningham	Hurd	Perry	Steele
Anderson	Dale	Kavanaugh	Phillips	Stevens
Apgar	Dodd	Knapp	Plank	Sullivan
Bass	Donovan	La Fetra	Platt	Tenjost
Becker	Dowling	La Rue	Pratt	Thompson J A

Bedell	Ellis	Leggett	Prentice	Thonet
Beebe	Etzel	Lewis	Quinn	Tompkins
Beihilf	Evans	Machacek	Reeve	Wade
Bird	Everett	Maier	Reilly	Wagner
Brady	Fitzsimons	Malloy	Rogers	Wadsworth
Brooks	Foelker	Mathews T F	Rosenstein	Wainwright
Burnett	Foster	Matthews C R	Salomon	West
Burns	Freidel	McKeown	Santee	Wemple
Burzynski	Gardner	McManus	Schoeneck	Whitney F G
Cadin	Gates	Merritt	Shanahan	Whitney G H
Cahn	Grady	Miller	Sheehy	Wilsnack
Callahan	Grattan	Moreland	Sherry	Wilson
Carrier	Gurnett	Murphy	Shuttleworth	Wolf
Charles E E	Hackett	Newton	Slocum	Wood F C
Charles W B	Hammond	Ogden	Smith A E	Wood F X
Cooke	Hanford	O'Neill	Smith J E	Yale
Coon	Hartman	Palmer	Smith J T	Young
Cotton	Hastings	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the Senate bill (No. 730) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon.'" (Rec. No. 205.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hubbs	Plank	Smith R H
Allen F E	Dowling	Kavanaugh	Pratt	Standart
Allen J G	Ellis	Knapp	Prentice	Stanley
Apgar	Etzel	La Rue	Prince	Steele
Bass	Evans	Leggett	Quinn	Stevens
Becker	Everett	Machacek	Reeve	Sullivan
Beebe	Fish	Maier	Reilly	Thompson G F
Beihilf	Fitzsimons	Mathews T F	Rigby	Thompson J A
Bisland	Foelker	Matthews C R	Rogers	Thonet
Brady	Foster	McKeown	Rosenstein	Waddell
Burnett	Freidel	McManus	Salomon	Wade
Burns	Fuller	Mead	Sammon	Wagner

Byrne	Gardner	Miller	Santee	Wadsworth
Cadin	Gates	Monroe	Schoeneck	Wedemeyer
Cahn	Grady	Moreland	Scovill	West
Carrier	Grattan	Murphy	Shanahan	Wemple
Caughlan	Gray	Newton	Sheehy	Whitney F G
Charles W B	Gurnett	Nugent	Sheldon	Whitney G H
Cooke	Hackett	O'Neill	Sherry	Wiegand
Coon	Hammond	Palmer	Shuttleworth	Wilson
Cotton	Hanford	Parker	Slocum	Wolf
Coutant	Hartman	Patton	Smith A P	Wood F C
Cowan	Hastings	Pendry	Smith A E	Wood F X
Cox	Hooker	Perry	Smith J E	Yale
Dale	Hornidge	Phillips	Smith J T	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2216) entitled "An act to authorize the grade crossing commissioners of the city of Buffalo to investigate the damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (Int. No. 1536.)

On motion of Mr. Standart, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Knapp	Phillips	Steele
Allen F E	Dowling	La Fetra	Plank	Stevens
Allen J G	Ellis	La Rue	Platt	Sullivan
Anderson	Etzel	Leggett	Pratt	Tenjost
Bass	Everett	Lewis	Prentice	Thompson G F
Bedell	Fish	Machacek	Prince	Thompson J A
Beebe	Fitzsimons	Maier	Quinn	Tompkins
Bird	Foster	Malloy	Reeve	Waddell
Bisland	Francisco	Mathews T F	Rigby	Wade
Brady	Freidel	Matthews C R	Rogers	Wagner

Brooks	Fuller	McKeown	Rosenstein	Wadsworth
Burnett	Gardner	McManus	Salomon	Wainwright
Burns	Grady	Mead	Sammon	Wedemeyer
Byrne	Grattan	Miller	Santee	West
Cadin	Gray	Monroe	Schoeneck	Wemple
Cahn	Gurnett	Murphy	Shanahan	Whitney F G
Callahan	Hackett	Newton	Sheldon	Whitney G H
Charles E E	Hammond	Nugent	Sherry	Wiegand
Charles W B	Hanford	Ogden	Slocum	Wilsnack
Cooke	Hartman	O'Neill	Smith A P	Wilson
Coon	Hastings	Palmer	Smith J E	Wolf
Cotton	Hooker	Parker	Smith J T	Wood F C
Cowan	Hooper	Patton	Smith R H	Wood F X
Cox	Hornidge	Pendry	Standart	Yale
Cunningham	Hurd	Perry	Stanley	Young
Dale	Kavanaugh			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 995) entitled "An act to provide for the repairing and improving of the harbor and breakwater in Seneca lake, at Watkins, on the Chemung canal, and making an appropriation therefor." (Int. No. 854.)

On motion of Mr. Gurnett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Phillips	Standart
Allen F E	Cunningham	Hooper	Plank	Stanley
Allen J G	Dale	Hubbs	Platt	Steele
Anderson	Dodd	Hurd	Pratt	Stevens
Apgar	Donovan	Knapp	Prentice	Tenjost
Bass	Dowling	La Fetra	Prince	Thompson G F
Becker	Ellis	La Rue	Quinn	Thompson J A
Bedell	Evans	Leggett	Reeve	Thonet
Beebe	Everett	Lewis	Reilly	Tompkins
Beihilf	Fish	Machacek	Rigby	Waddell

Bird	Fitzsimons	Maier	Rogers	Wade
Bisland	Foelker	Malloy	Rosenstein	Wagner
Brady	Foster	Mathews T F	Salomon	Wadsworth
Burnett	Francisco	Matthews C R	Sammon	Wainwright
Burns	Freidel	McKeown	Schoeneck	Wedemeyer
Burzynski	Fuller	McManus	Scovill	West
Byrne	Gardner	Merritt	Shanahan	Wemple
Cadin	Gates	Miller	Sheehy	Whitney G H
Callahan	Grady	Moreland	Sheldon	Wiegand
Carrier	Grattan	Newton	Sherry	Wilsnack
Caughlan	Gray	Nugent	Shuttleworth	Wilson
Charles W B	Hackett	Ogden	Slocum	Wood F C
Cooke	Hammond	Palmer	Smith A E	Wood F X
Coon	Hanford	Parker	Smith J E	Yale
Cotton	Hartman	Patton	Smith J T	Young
Cowan	Hastings	Pendry	Smith R H	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1476) entitled "An act to amend the Agricultural Law, in relation to the licensing of persons by the Commissioner of Agriculture and the powers and duties of such commissioner." (Int. No. 779.)

On motion of Mr. Fish, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	La Fetra	Pratt	Stanley
Allen F E	Dowling	La Rue	Prentice	Steele
Allen J G	Ellis	Leggett	Prince	Stevens
Anderson	Evans	Lewis	Quinn	Sullivan
Bass	Everett	Machaceck	Reeve	Tenjost
Becker	Fish	Maier	Reilly	Thompson G F
Beebe	Fitzsimons	Malloy	Rigby	Thompson J A
Beihilf	Foelker	Mathews T F	Rogers	Thonet
Bird	Foster	Matthews C R	Rosenstein	Tompkins
Brady	Freidel	McKeown	Salomon	Waddell

Brooks	Fuller	McManus	Sammon	Wade
Burnett	Gates	Mead	Santee	Wagner
Burzynski	Grady	Merritt	Schoeneck	Wadsworth
Byrne	Grattan	Miller	Scovill	Wainwright
Cahn	Gurnett	Monroe	Shanahan	Wedemeyer
Callahan	Hackett	Moreland	Sheehy	West
Carrier	Hammond	Murphy	Sheldon	Wemple
Caughlan	Hanford	Nugent	Sherry	Whitney F G
Charles W B	Hartman	Ogden	Shuttleworth	Whitney G H
Cooke	Hastings	Palmer	Slocum	Wilsnack
Coon	Hooker	Parker	Smith A P	Wilson
Cotton	Hooper	Patton	Smith A E	Wolf
Coutant	Hornidge	Pendry	Smith J E	Wood F C
Cowan	Hubbs	Perry	Smith J T	Wood F X
Cox	Hurd	Phillips	Smith R H	Yale
Cunningham	Kavanaugh	Plank	Standart	Young
Dale	Knapp	Platt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 883) entitled "An act to amend the Military Code, in relation to allowances to enlisted men, and the loss or damage of State property." (Int. No. 768.)

On motion of Mr. Wainwright, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 1

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	Palmer	Smith A E
Allen F E	Coutant	Hartman	Parker	Smith J E
Allen J G	Cowan	Hastings	Patton	Smith J T
Anderson	Cox	Hooker	Pendry	Standart
Apgar	Cunningham	Hooper	Perry	Stanley
Bass	Dale	Hornidge	Phillips	Steele
Becker	Dodd	Hubbs	Plank	Sullivan
Bedell	Donovan	Hurd	Platt	Tenjost
Beebe	Dowling	Kavanaugh	Pratt	Thompson G F
Beihilf	Etzel	La Fetra	Prentice	Thompson J A
Bird	Evans	La Rue	Prince	Tompkins

Bisland	Everett	Leggett	Quinn	Wade
Brady	Fish	Lewis	Reilly	Wagner
Brooks	Fitzsimons	Maier	Rigby	Wadsworth
Burnett	Foelker	Malloy	Rogers	Wainwright
Burns	Foster	Mathews T F	Rosenstein	West
Byrne	Francisco	Matthews C R	Sammon	Wemple
Cadin	Freidel	McKeown	Santee	Whitney F G
Cahn	Gardner	McManus	Schoeneck	Wiegand
Callahan	Gates	Mead	Scovill	Wilsnack
Carrier	Grady	Monroe	Shanahan	Wilson
Caughlan	Grattan	Murphy	Sheldon	Wood F C
Charles E E	Gray	Newton	Sherry	Wood F X
Charles W B	Hackett	Nugent	Shuttleworth	Yale
Coon	Hammond	O'Neill	Smith A P	Young

In the negative:

Fuller

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2209) entitled "An act to amend the Greater New York charter, relative to certain officers of the municipal court of the city of New York." (Int. No. 1529.)

On motion of Mr. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hornidge	Plank	Stanley
Allen F E	Cowan	Hubbs	Platt	Steele
Allen J G	Cox	Kavanaugh	Pratt	Stevens
Anderson	Dale	Knapp	Prentice	Sullivan
Apgar	Dodd	La Fetra	Quinn	Tenjost
Bass	Donovan	La Rue	Reeve	Thompson G F
Becker	Dowling	Leggett	Reilly	Thompson J A
Bedell	Evans	Lewis	Rigby	Thonet
Beebe	Everett	Machacek	Rogers	Tompkins
Beihilf	Fish	Maier	Rosenstein	Wade
Bird	Fitzsimons	Malloy	Salomon	Wagner
Bisland	Foster	Mathews T F	Sammon	Wadsworth

Brady	Francisco	Matthews C R	Santee	Wainwright
Brooks	Freidel	McKeown	Schoeneck	Wedemeyer
Burns	Fuller	McManus	Scovill	West
Burzynski	Gardner	Merritt	Sheehy	Wemple
Byrne	Gates	Monroe	Sheldon	Whitney F G
Cadin	Grady	Moreland	Sherry	Whitney G H
Cahn	Grattan	Newton	Shuttleworth	Wiegand
Callahan	Gray	Nugent	Slocum	Wilsnack
Carrier	Gurnett	O'Neill	Smith A P	Wilson
Caughlan	Hackett	Palmer	Smith A E	Wolf
Charles E E	Hammond	Parker	Smith J E	Wood F C
Charles W B	Hartman	Patton	Smith J T	Wood F X
Cooke	Hastings	Pendry	Smith R H	Yale
Coon	Hooker	Perry	Standart	Young
Cotton	Hooper	Phillips		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1886) entitled "An act to amend the Code of Civil Procedure, in relation to the issuing by town clerks of transcripts of judgments of justices of the peace." (Int. No. 1374.)

On motion of Mr. F. G. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Palmer	Smith R H
Allen F E	Cowan	Hooker	Parker	Stanley
Allen J G	Cox	Hooper	Patton	Steele
Anderson	Cunningham	Hornidge	Pendry	Stevens
Apgar	Dodd	Hubbs	Perry	Tenjost
Bass	Donovan	Hurd	Phillips	Thompson G F
Becker	Dowling	Kavanaugh	Platt	Thompson J A
Bedell	Etzel	La Fetra	Pratt	Tompkins
Beebe	Evans	La Rue	Prentice	Waddell
Beihilf	Everett	Lewis	Prince	Wagner
Bird	Fitzsimons	Machacek	Reeve	Wadsworth
Bisland	Foelker	Maier	Reilly	Wainwright
Brady	Francisco	Malloy	Rigby	Wedemeyer

Brooks	Freidel	Mathews T F	Rosenstein	West
Burns	Fuller	Matthews C R	Salomon	Wemple
Burzynski	Gardner	McKeown	Sammon	Whitney F G
Byrne	Gates	McManus	Santee	Wiegand
Cadin	Grattan	Merritt	Scovill	Wilsnack
Cahn	Gray	Miller	Rosenstein	Wilson
Callahan	Gurnett	Monroe	Sheldon	Wolf
Carrier	Hackett	Moreland	Sherry	Wood F C
Caughlan	Hammond	Murphy	Slocum	Wood F X
Charles E E	Hanford	Nugent	Smith A E	Yale
Cooke	Hartman	Ogden	Smith J E	Young
Cotton				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2208) entitled "An act for the relief of Adelia Queenie Barker." (Int. No. 1528.)

On motion of Mr. Stanley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hartman	O'Neill	Smith J T
Allen F E	Cotton	Hooker	Parker	Smith R H
Allen J G	Coutant	Hooper	Patton	Standart
Anderson	Cowan	Hornidge	Pendry	Steele
Apgar	Cunningham	Hubbs	Perry	Stevens
Bass	Dale	Hurd	Plank	Sullivan
Becker	Donovan	Kavanaugh	Platt	Tenjost
Bedell	Dowling	La Fetra	Pratt	Thompson G F
Beebe	Ellis	La Rue	Prentice	Thompson J A
Beihilf	Etzel	Leggett	Prince	Tompkins
Bird	Evans	Lewis	Quinn	Waddell
Bisland	Everett	Machacek	Reeve	Wade
Brady	Fish	Maier	Rigby	Wagner
Brooks	Fitzsimons	Malloy	Rogers	Wadsworth
Burnett	Foelker	Mathews T F	Rosenstein	Wainwright
Burns	Foster	Matthews C R	Salomon	Wedemeyer
Burzynski	Freidel	McKeown	Santee	Wemple
Byrne	Fuller	McManus	Schoeneck	Whitney F G

Cadin	Gardner	Mead	Scovill	Whitney G H
Cahn	Grady	Miller	Sheehy	Wilsnack
Callahan	Grattan	Monroe	Sheldon	Wilson
Carrier	Gray	Moreland	Sherry	Wolf
Caughlan	Gurnett	Murphy	Shuttleworth	Wood F C
Charles E E	Hackett	Newton	Slocum	Wood F X
Charles W B	Hammond	Nugent	Smith A P	Yale
Cooke	Hanford	Ogden	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 755) entitled "An act to legalize the acts of William H. Good, a commissioner of deeds." (Int. No. 667.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Patton	Smith J T
Allen F E	Cowan	Hooker	Pendry	Smith R H
Allen J G	Cox	Hooper	Perry	Standart
Anderson	Dale	Hornidge	Phillips	Stanley
Apgar	Dodd	Hubbs	Plank	Stevens
Bass	Donovan	Hurd	Platt	Sullivan
Becker	Dowling	Knapp	Pratt	Tenjost
Bedell	Ellis	La Fetra	Prentice	Thompson G F
Beebe	Etzel	La Rue	Prince	Thompson J A
Beihilf	Evans	Leggett	Reeve	Thonet
Bird	Everett	Machacek	Reilly	Tompkins
Bisland	Fish	Maier	Rigby	Waddell
Brady	Fitzsimons	Mathews T F	Rogers	Wade
Brooks	Foelker	Matthews C R	Rosenstein	Wagner
Burnett	Francisco	McKeown	Salomon	Wadsworth
Burns	Freidel	McManus	Sammon	Wedemeyer
Byrne	Fuller	Mead	Santee	West
Cadin	Gardner	Miller	Scovill	Wemple
Callahan	Grady	Monroe	Shanahan	Whitney G H
Carrier	Grattan	Moreland	Sheehy	Wiegand
Caughlan	Gurnett	Newton	Sherry	Wilsnack
Charles E F.	Hackett	Nugent	Shuttleworth	Wood F C
Cooke	Hammond	Ogden	Slocum	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hartman	Parker	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1376) entitled "An act to amend the Code of Civil Procedure with reference to proceedings before trial in counties in which Supreme Court Commissioners have been appointed by adding thereto a new section, to be known as section 720-a." (Int. No. 1117.)

Said bill having been announced for a second reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 1271) entitled "An act to authorize the building of a dike or dikes for the protection of property adjacent to the Delaware river in the village of Port Jervis, and making an appropriation therefor." (Int. No. 1028.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Perry	Stanley
Allen F E	Cunningham	Hubbs	Plank	Steele
Allen J G	Dale	Hurd	Platt	Stevens
Anderson	Dodd	Knapp	Pratt	Sullivan
Apgar	Dowling	La Fetra	Prentice	Tenjost
Bass	Ellis	La Rue	Prince	Thompson G F
Becker	Etzel	Leggett	Quinn	Thompson J A
Bedell	Evans	Lewis	Reeve	Thonet
Beihilf	Everett	Machacek	Reilly	Tompkins

Bird	Fish	Maier	Rigby	Waddell
Brady	Fitzsimons	Malloy	Rosenstein	Wade
Brooks	Foelker	Mathews T F	Salomon	Wagner
Burnett	Foster	Matthews C R	Sammon	Wadsworth
Burns	Francisco	McKeown	Santee	Wainwright
Burzynski	Fuller	McManus	Schoeneck	Wedemeyer
Byrne	Gardner	Merritt	Scovill	West
Cadin	Gates	Miller	Shanahan	Whitney F G
Callahan	Grady	Monroe	Sheehy	Whitney G H
Carrier	Gray	Murphy	Sheldon	Wiegand
Caughlan	Gurnett	Newton	Shuttleworth	Wilsnack
Charles E E	Hackett	Nugent	Slocum	Wilson
Charles W B	Hammond	O'Neill	Smith A P	Wolf
Cooke	Hanford	Palmer	Smith A E	Wood F C
Coon	Hartman	Parker	Smith J E	Wood F X
Cotton	Hastings	Patton	Smith J T	Yale
Coutant	Hooker	Pendry	Standart	Young
Cowan	Hooper			

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 431) entitled "An act in relation to the right of resident property owners to vote at special tax elections in cities of the third class." (Int. No. 410.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Parker	Smith J E
Allen F E	Cunningham	Hooker	Patton	Smith J T
Allen J G	Dale	Hornidge	Pendry	Smith R H
Anderson	Dodd	Hubbs	Perry	Stanley
Apgar	Donovan	Hurd	Phillips	Steele
Bass	Dowling	Kavanaugh	Plank	Stevens

Bedell	Ellis	La Fetra	Platt	Sullivan
Beebe	Etzel	La Rue	Pratt	Tenjost
Beihilf	Evans	Leggett	Prentice	Thompson G F
Bird	Everett	Lewis	Prince	Thompson J A
Bisland	Fish	Machacek	Quinn	Tompkins
Brady	Fitzsimons	Maier	Reilly	Waddell
Brooks	Foelker	Malloy	Rigby	Wade
Burnett	Foster	Mathews T F	Rogers	Wagner
Burns	Francisco	Matthews C R	Rosenstein	Wadsworth
Burzynski	Freidel	McKeown	Salomon	Wainwright
Byrne	Fuller	McManus	Sammon	Wedemeyer
Cahn	Gardner	Mead	Santee	Wemple
Callahan	Gates	Merritt	Schoeneck	Whitney F G
Carrier	Grady	Monroe	Scovill	Whitney G H
Caughlan	Grattan	Moreland	Sheehy	Wilsnack
Charles E E	Gray	Murphy	Sheldon	Wilson
Charles W B	Gurnett	Newton	Sherry	Wolf
Cooke	Hackett	Nugent	Shuttleworth	Wood F C
Cotton	Hammond	Ogden	Slocum	Wood F X
Coutant	Hanford	O'Neill	Smith A P	Yale
Cowan	Hartman	Palmer	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2210) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay to Ernest H. Juergens compensation for services rendered to said city in the law department in the years 1899 and 1900, as office boy." (Int. No. 1530.)

On motion of Mr. Wagner, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooper	Patton	Smith J T
Allen F E	Cowan	Hornidge	Pendry	Smith R H
Allen J G	Cunningham	Hubbs	Perry	Standart
Anderson	Dale	Hurd	Phillips	Stanley

Apgar	Dodd	Kavanaugh	Plank	Steele
Bass	Dowling	Knapp	Platt	Stevens
Becker	Ellis	La Fetra	Pratt	Tenjost
Bedell	Etzel	La Rue	Prentice	Thompson G F
Beebe	Evans	Leggett	Prince	Thompson J A
Beihilf	Everett	Machacek	Quinn	Thonet
Bird	Fitzsimons	Maier	Reeve	Tompkins
Bisland	Foelker	Malloy	Reilly	Wade
Brady	Foster	Mathews T F	Rigby	Wagner
Brooks	Francisco	Matthews C R	Rogers	Wadsworth
Burnett	Freidel	McKeown	Rosenstein	Wedemeyer
Burns	Fuller	McManus	Salomon	West
Burzynski	Gardner	Mead	Santee	Wemple
Byrne	Gates	Miller	Schoeneck	Whitney F G
Cahn	Grady	Monroe	Scovill	Whitney G H
Callahan	Grattan	Moreland	Sheehy	Wilsnack
Carrier	Gray	Murphy	Sheldon	Wilson
Caughlan	Gurnett	Newton	Shuttleworth	Wolf
Charles E E	Hammond	Nugent	Slocum	Wood F C
Charles W B	Hanford	Ogden	Smith A P	Wood F X
Cooke	Hartman	Palmer	Smith A E	Yale
Coon	Hastings	Parker	Smith J E	Young
Cotton	Hooker			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1367) entitled "An act to provide for the drainage of Gorman swamp in Seneca county and making an appropriation therefor." (Int. No. 1108.)

On motion of Mr. Maier, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 1

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	Parker	Smith J T
Allen F E	Cowan	Hartman	Patton	Standart
Allen J G	Cox	Hastings	Pendry	Stanley
Anderson	Cunningham	Hooker	Perry	Steele
Apgar	Dale	Hooper	Phillips	Sullivan

Bass	Dodd	Hornidge	Plank	Tenjost
Becker	Donovan	Hubbs	Platt	Thompson G F
Bedell	Dowling	Kavanaugh	Pratt	Thompson J A
Beebe	Ellis	Knapp	Prentice	Thonet
Beihilf	Etzel	La Fetra	Prince	Waddell
Bird	Evans	Leggett	Quinn	Wade
Bisland	Everett	Lewis	Reeve	Wagner
Brady	Fish	Machacek	Reilly	Wadsworth
Brooks	Fitzsimons	Maier	Rigby	Wainwright
Burnett	Foster	Mathews T F	Salomon	West
Burzynski	Francisco	Matthews C R	Sammon	Whitney F G
Byrne	Freidel	McKeown	Santee	Whitney G H
Cadin	Fuller	McManus	Schoeneck	Wiegand
Cahn	Gardner	Mead	Scovill	Wilsnack
Callahan	Gates	Malloy	Sheehy	Wilson
Carrier	Grady	Monroe	Sheldon	Wolf
Caughlan	Grattan	Murphy	Sherry	Wood F C
Charles E E	Gray	Newton	Shuttleworth	Wood F X
Charles W B	Gurnett	Nugent	Smith A P	Yale
Cooke	Hackett	Ogden	Smith A E	Young
Coon	Hammond	Palmer	Smith J E	

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2163) entitled "An act to amend the Greater New York charter, in relation to the purchase of supplies for the various departments of the city of New York." (Int. No. 1501.)

On motion of Mr. McManus, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 2127) entitled "An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at

grade, and providing means for the payment for such alterations or changes.'" (Int. No. 1329.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Patton	Smith J E
Allen F E	Cox	Hooker	Pendry	Smith J T
Allen J G	Cunningham	Hornidge	Perry	Standart
Anderson	Dale	Hurd	Phillips	Stanley
Apgar	Dodd	Kavanaugh	Plank	Stevens
Bass	Donovan	Knapp	Platt	Sullivan
Becker	Dowling	La Fetra	Pratt	Tenjost
Bedell	Ellis	La Rue	Prentice	Thompson G F
Beebe	Evans	Leggett	Prince	Thonet
Beihilf	Everett	Machacek	Quinn	Tompkins
Bird	Fish	Maier	Reeve	Waddell
Bisland	Fitzsimons	Malloy	Rigby	Wade
Brooks	Foelker	Mathews T F	Rogers	Wadsworth
Burnett	Foster	Matthews C R	Rosenstein	Wedemeyer
Burns	Francisco	McKeown	Sammon	West
Burzynski	Freidel	McManus	Santee	Wemple
Byrne	Gardner	Mead	Schoeneck	Whitney F G
Cadin	Gates	Miller	Scovill	Wiegand
Callahan	Grady	Monroe	Shanahan	Wilsnack
Carrier	Grattan	Moreland	Sheehy	Wilson
Charles E E	Gray	Murphy	Sheldon	Wolf
Charles W B	Gurnett	Nugent	Sherry	Wood F C
Cooke	Hackett	Ogden	Slocum	Wood F X
Coon	Hammond	Palmer	Smith A P	Yale
Cotton	Hanford	Parker	Smith A E	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 41) entitled "An act making an appropriation to the Central New York Institution for Deaf-Mutes, at Rome, to enable it to

extinguish its debt incurred for the support and education of its deaf and dumb pupils and for the paving of the street fronting its property." (Int. No. 41.)

On motion of Mr. Evans, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooker	Patton	Standart
Allen F E	Donovan	Hooper	Pendry	Stanley
Allen J G	Dowling	Hornidge	Perry	Steele
Anderson	Ellis	Hubbs	Phillips	Stevens
Apgar	Etzel	Hurd	Plank	Sullivan
Bass	Evans	Kavanaugh	Platt	Tenjost
Bedell	Everett	La Fetra	Pratt	Thompson G F
Beebe	Fish	Leggett	Prince	Thonet
Bird	Fitzsimons	Lewis	Quinn	Tompkins
Bisland	Foelker	Machacek	Reeve	Waddell
Brady	Foster	Malloy	Rigby	Wade
Burnett	Francisco	Mathews T F	Rogers	Wadsworth
Burns	Freidel	Matthews C R	Rosenstein	Wainwright
Burzynski	Fuller	McKeown	Salomon	Wedemeyer
Byrne	Gardner	McManus	Sammon	West
Cadin	Gates	Mead	Santee	Wemple
Callahan	Grady	Merritt	Schoeneck	Whitney F G
Carrier	Grattan	Monroe	Shanahan	Whitney G H
Caughlan	Gray	Moreland	Sheehy	Wiegand
Charles W B	Gurnett	Newton	Sheldon	Wilsnack
Cooke	Hackett	Nugent	Shuttleworth	Wilson
Coon	Hammond	Ogden	Slocum	Wolf
Cotton	Hanford	O'Neill	Smith A P	Wood F X
Cowan	Hartman	Palmer	Smith J E	Yale
Cox	Hastings	Parker	Smith J T	Young
Cunningham				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2141) entitled "An act to repeal subdivision 4 of section 17 of

chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York.'" (Int. No. 1495.)

On motion of Mr. Tompkins, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 132) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Clever against the State of New York for damages for injuries sustained by him while an inmate of the State Industrial School of Rochester, N. Y., duly committed thereto." (Int. No. 132.)

On motion of Mr. Palmer, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Phillips	Standart
Allen F E	Cox	Hornidge	Plank	Stanley
Allen J G	Cunningham	Hubbs	Platt	Steele
Anderson	Dale	Hurd	Pratt	Stevens
Apgar	Dodd	Kavanaugh	Prentice	Sullivan
Bass	Donovan	Knapp	Prince	Tenjost
Becker	Ellis	La Rue	Quinn	Thompson G F
Bedell	Etzel	Leggett	Reeve	Thompson J A
Beebe	Evans	Lewis	Reilly	Thonet
Beihilf	Everett	Machacek	Rigby	Tompkins
Bird	Fitzsimons	Maier	Rogers	Waddell
Bisland	Foster	Malloy	Rosenstein	Wade
Brady	Freidel	Mathews T F	Sammon	Wagner
Brooks	Francisco	Matthews C R	Santee	Wadsworth
Burnett	Freidel	McKeown	Schoeneck	Wainwright
Burns	Fuller	McManus	Scovill	Wedemeyer
Burzynski	Gardner	Merritt	Shanahan	West
Byrne	Gates	Miller	Sheehy	Wemple
Cadin	Grady	Monroe	Sheldon	Whitney F G

Cahn	Grattan	Moreland	Sherry	Whitney G H
Carrier	Gray	Newton	Shuttleworth	Wiegand
Caughlan	Gurnett	Nugent	Slocum	Wilsnack
Charles E E	Hackett	O'Neill	Smith A P	Wilson
Charles W B	Hammond	Palmer	Smith A E	Wood F C
Cooke	Hanford	Parker	Smith J E	Wood F X
Coon	Hartman	Patton	Smith J T	Yale
Cotton	Hastings	Pendry	Smith R H	Young
Coutant	Hooker	Perry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1326) entitled "An act to amend the Insanity Law, relating to the management of State hospitals, abolishing the boards of visitation and creating boards of managers therefor, and defining the powers and duties of the boards of managers and of the State Commission in Lunacy." (Rec. No. 400.)

On motion of Mr. Carrier, said bill was read the second time.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Patton	Smith R H
Allen F E	Cunningham	Hooper	Pendry	Stanley
Allen J G	Dale	Hornidge	Perry	Steele
Anderson	Donovan	Hubbs	Phillips	Stevens
Apgar	Dowling	Hurd	Plank	Sullivan
Bass	Ellis	Kavanaugh	Pratt	Tenjost
Becker	Etzel	La Fetra	Prentice	Thompson G F
Bedell	Evans	La Rue	Prince	Thompson J A
Beebe	Everett	Leggett	Quinn	Thonet
Beihilf	Fish	Machacek	Reeve	Tompkins
Bird	Fitzsimons	Maier	Reilly	Wade
Bisland	Foelker	Maloy	Rogers	Wagner
Brady	Foster	Mathews T F	Rosenstein	Wadsworth
Brooks	Francisco	Matthews C R	Salomon	Wainwright
Burnett	Freidel	McKeown	Sammon	Wedemeyer
Burns	Fuller	McManus	Santee	West
Burzynski	Gardner	Mead	Schoeneck	Wemple

Cadin	Gates	Miller	Scovill	Whitney G H
Cahn	Grady	Monroe	Shanahan	Wiegand
Callahan	Grattan	Moreland	Sheldon	Wilsnack
Carrier	Gray	Newton	Sherry	Wilson
Caughlan	Gurnett	Nugent	Slocum	Wolf
Charles E E	Hackett	Ogden	Smith A P	Wood F C
Charles W B	Hammond	O'Neill	Smith A E	Wood F X
Coon	Hanford	Palmer	Smith J E	Yale
Cotton	Hartman	Parker	Smith J T	Young
Coutant	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1228) entitled "An act authorizing the town board of the town of Greenburg, in the county of Westchester, to change the boundaries of any election district in such town." (Rec. No. 404.)

On motion of Mr. Wainwright, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Pendry	Smith R H
Allen F E	Cunningham	Hornidge	Perry	Standart
Allen J G	Dale	Hubbs	Plank	Stanley
Anderson	Dodd	Hurd	Platt	Steele
Bass	Donovan	Kavanaugh	Pratt	Stevens
Becker	Dowling	Knapp	Prentice	Tenjost
Bedell	Ellis	La Rue	Prince	Thompson G F
Beebe	Etzel	Leggett	Quinn	Thompson J A
Beihilf	Evans	Lewis	Reeve	Thonet
Bird	Everett	Machacek	Reilly	Tompkins
Bisland	Fish	Maier	Rigby	Waddell
Brooks	Fitzsimons	Malloy	Rosenstein	Wade
Burnett	Foster	Mathews T F	Salomon	Wagner
Burns	Francisco	Matthews C R	Sammon	Wadsworth

Burzynski	Freidel	McKeown	Santee	Wainwright
Byrne	Fuller	McManus	Schoeneck	Wedemeyer
Cadin	Gardner	Merritt	Scovill	West
Cahn	Gates	Miller	Shanahan	Wemple
Callahan	Grady	Monroe	Sheehy	Whitney G H
Carrier	Grattan	Murphy	Sheldon	Wiegand
Charles E E	Gray	Newton	Sherry	Wilsnack
Charles W B	Hackett	Nugent	Slocum	Wolf
Cooke	Hammond	Ogden	Smith A P	Wood F C
Coon	Hanford	Palmer	Smith A E	Wood F X
Cotton	Hartman	Parker	Smith J E	Yale
Coutant	Hastings	Patton	Smith J T	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1299) entitled "An act to amend chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and acts amending the same.'" (Rec. No. 408.)

On motion of Mr. Plank, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Patton	Smith R H
Allen F E	Cunningham	Hooker	Pendry	Standart
Anderson	Dale	Hooper	Perry	Stanley
Apgar	Donovan	Hornidge	Phillips	Steele
Bass	Dowling	Hubbs	Plank	Stevens
Becker	Ellis	Hurd	Platt	Sullivan
Bedell	Etzel	Kavanaugh	Pratt	Tenjost
Beebe	Evans	Knapp	Prince	Thompson G F
Bird	Everett	La Rue	Quinn	Thonet
Bisland	Fish	Leggett	Reeve	Tompkins
Brady	Fitzsimons	Lewis	Reilly	Waddell
Brooks	Foelker	Machacek	Rigby	Wade
Burnett	Francisco	Maier	Rogers	Wagner

Burns	Freidel	Malloy	Rosenstein	Wadsworth
Byrne	Fuller	Mathews T F	Sammon	Wainwright
Cadin	Gardner	Matthews C R	Santee	Wedemeyer
Cahn	Gates	McKeown	Schoeneck	Wemple
Carrier	Grady	McManus	Scovill	Whitney G H
Caughlan	Grattan	Merritt	Sheehy	Wiegand
Charles E E	Gray	Miller	Sheldon	Wilsnack
Charles W B	Gurnett	Moreland	Sherry	Wolf
Cooke	Hackett	Murphy	Shuttleworth	Wood F C
Cotton	Hammond	Ogden	Slocum	Wood F X
Coutant	Hanford	O'Neill	Smith J E	Yale
Cowan	Hartman	Parker	Smith J T	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1195) entitled "An act to extend the Grand Boulevard and Concourse established by chapter 130 of the Laws of 1895, and the approaches thereto." (Rec. No. 406.)

On motion of Mr. La Fetra, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Palmer	Smith J E
Allen F E	Cox	Hooper	Parker	Smith J T
Allen J G	Cunningham	Hornidge	Patton	Smith R H
Anderson	Dale	Hubbs	Pendry	Stanley
Apgar	Dodd	Hurd	Perry	Steele
Bass	Donovan	Kavanaugh	Phillips	Stevens
Becker	Dowling	Knapp	Plank	Sullivan
Bedell	Ellis	La Fetra	Platt	Thompson G F
Beebe	Evans	La Rue	Pratt	Thonet
Beihilf	Everett	Leggett	Prentice	Tompkins
Bird	Fish	Lewis	Prince	Waddell
Bisland	Fitzsimons	Machacek	Reeve	Wagner
Brady	Foster	Maier	Reilly	Wadsworth
Brooks	Francisco	Malloy	Rigby	Wainwright

Burnett	Freidel	Mathews T F	Rogers	Wedemeyer
Burns	Fuller	Matthews C R	Rosenstein	Wemple
Burzynski	Gardner	McKeown	Salomon	Whitney F G
Byrne	Gates	McManus	Santee	Whitney G H
Cadin	Grady	Merritt	Schoeneck	Wiegand
Cahn	Grattan	Miller	Scovill	Wilsnack
Callahan	Gray	Monroe	Shanahan	Wilson
Carrier	Gurnett	Moreland	Sheldon	Wolf
Caughlan	Hackett	Murphy	Sherry	Wood F C
Charles E E	Hammond	Newton	Shuttleworth	Wood F X
Cooke	Hanford	Ogden	Slocum	Yale
Coon	Hartman	O'Neill	Smith A E	Young
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1243) entitled "An act to amend an act entitled 'An act to incorporate the city of Johnstown,' being chapter 568 of the Laws of 1895." (Rec. No. 410.)

On motion of Mr. F. C. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hooker	Parker	Smith J T
Allen F E	Cotton	Hornidge	Patton	Smith R H
Allen J G	Coutant	Hubbs	Pendry	Stanley
Anderson	Cowan	Hurd	Perry	Steele
Bass	Cox	Knapp	Plank	Stevens
Becker	Cunningham	La Fetra	Platt	Tenjost
Bedell	Dale	La Rue	Pratt	Thompson G F
Beebe	Donovan	Lewis	Prince	Thonet
Beihilf	Dowling	Machacek	Quinn	Tompkins
Bird	Ellis	Maier	Reeve	Waddell
Bisland	Etzel	Malloy	Reilly	Wade
Brady	Evans	Mathews T F	Rigby	Wagner
Brooks	Fish	Matthews C R	Rosenstein	Wainwright

Burnett	Foelker	McKeown	Salomon	Wedemeyer
Burns	Foster	Mead	Santee	West
Burzynski	Francisco	Merritt	Schoeneck	Whitney F G
Byrne	Fuller	Miller	Scovill	Whitney G H
Cadin	Gardner	Monroe	Shanahan	Wilsnack
Callahan	Grady	Moreland	Sheldon	Wolf
Carrier	Gray	Newton	Sherry	Wood F C
Caughlan	Hackett	Nugent	Slocum	Wood F X
Charles E E	Hanford	Ogden	Smith A P	Yale
Charles W B	Hartman	Palmer	Smith A E	Young
Cooke	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1244) entitled "An act to amend section 88 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville.'" (Rec. No. 411.)

On motion of Mr. F. C. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hubbs	Plank	Standart
Allen F E	Dale	Hurd	Platt	Stanley
Anderson	Donovan	Knapp	Pratt	Stevens
Apgar	Dowling	La Fetra	Prentice	Sullivan
Bass	Ellis	Leggett	Prince	Tenjost
Bedell	Etzel	Lewis	Quinn	Thompson J A
Beebe	Evans	Maier	Reeve	Thonet
Beihilf	Everett	Malloy	Reilly	Tompkins
Bisland	Fish	Mathews T F	Rigby	Waddell
Brady	Fitzsimons	Matthews C R	Rogers	Wagner
Brooks	Foster	McKeown	Salomon	Wadsworth
Burnett	Francisco	McManus	Sammon	Wainwright
Burzynski	Fuller	Mead	Santee	Wedemeyer
Byrne	Gardner	Miller	Schoeneck	Wemple
Cadin	Grady	Monroe	Scovill	Whitney F G

Cahn	Grattan	Moreland	Sheehy	Wiegand
Callahan	Gray	Newton	Sheldon	Wilsnack
Carrier	Gurnett	Nugent	Shuttleworth	Wilson
Charles E E	Hackett	O'Neill	Slocum	Wolf
Charles W B	Hanford	Palmer	Smith A E	Wood F C
Cooke	Hartman	Parker	Smith J E	Wood F X
Cotton	Hooker	Patton	Smith J T	Yale
Coutant	Hooper	Perry	Smith R H	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 402) entitled "An act to provide for the acquisition of additional land for the Rensselaerwyck rifle range, and making an appropriation therefor." (Rec. No. 293.)

On motion of Mr. Gardner, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hubbs	Palmer	Smith R H
Allen F E	Cox	Hurd	Parker	Standart
Allen J G	Cunningham	Kavanaugh	Patton	Stanley
Apgar	Dale	Knapp	Pendry	Steele
Bass	Dodd	La Fetra	Perry	Stevens
Becker	Dowling	La Rue	Phillips	Sullivan
Bedell	Ellis	Leggett	Platt	Tenjost
Beebe	Etzel	Lewis	Pratt	Thompson J A
Beihilf	Evans	Machacek	Prentice	Thonet
Bisland	Fish	Maier	Prince	Tompkins
Brady	Foelker	Malloy	Quinn	Waddell
Brooks	Francisco	Mathews T F	Reilly	Wade
Burnett	Freidel	Matthews C R	Rigby	Wagner
Burns	Fuller	McKeown	Rogers	Wainwright
Burzynski	Gates	McManus	Rosenstein	Wedemeyer
Byrne	Grady	Mead	Salomon	West
Cadin	Grattan	Merritt	Santee	Whitney F G
Cahn	Gray	Miller	Scovill	Whitney G H

Callahan	Gurnett	Monroe	Sheehy	Wilsnack
Carrier	Hackett	Moreland	Sheldon	Wilson
Caughlan	Hammond	Murphy	Sherry	Wolf
Charles E E	Hanford	Newton	Shuttleworth	Wood F C
Charles W B	Hartman	Nugent	Smith A P	Wood F X
Cooke	Hooker	Ogden	Smith A E	Yale
Coon	Hooper	O'Neill	Smith J T	Young
Coutant	Hornidge			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 971) entitled "An act authorizing the Commissioners of the Land Office to transfer and convey to the 'Onondaga Chapter, Daughters of the American Revolution,' a corporation, the land and rights of way situate in the town of Onondaga, conveyed by Cornelius Longstreet and wife to the people of the State of New York for the purpose of erecting an arensal." (Rec. No. 343.)

On motion of Mr. Hammond, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 114
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Parker	Smith J T
Allen F E	Cowan	Hooker	Patton	Smith R H
Allen J G	Cunningham	Hooper	Pendry	Standart
Anderson	Dale	Hubbs	Phillips	Steele
Apgar	Dodd	Kavanaugh	Plank	Stevens
Becker	Donovan	Knapp	Platt	Sullivan
Bedell	Dowling	La Rue	Pratt	Tenjost
Beebe	Etzel	Leggett	Prince	Thompson G F
Beihilf	Evans	Machacek	Quinn	Thonet
Bird	Everett	Maier	Reilly	Tompkins
Bisland	Fish	Malloy	Rigby	Wade

Brooks	Foelker	Mathews T F	Rogers	Wadsworth
Burnett	Foster	Matthews C R	Salomon	Wainwright
Burns	Freidel	McKeown	Sammon	West
Byrne	Fuller	McManus	Santee	Whitney F G
Cadin	Gardner	Mead	Schoeneck	Whitney G H
Cahn	Gates	Miller	Shanahan	Wiegand
Callahan	Grady	Monroe	Sheehy	Wilson
Caughlan	Grattan	Murphy	Sheldon	Wolf
Charles E E	Gurnett	Newton	Sherry	Wood F X
Charles W B	Hackett	Nugent	Slocum	Yale
Coon	Hammond	O'Neill	Smith A P	Young
Cotton	Hartman	Palmer	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1128) entitled "An act to authorize the city of Auburn to borrow money and issue its bonds therefor, for the purpose of constructing subways or conduits in the streets, avenues, highways, alleys, public lanes and squares in said city, to provide for the payment of such bonds; and the control, management and leasing of said subways or conduits." (Rec. No. 383.)

On motion of Mr. Moreland, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 103
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Knapp	Phillips	Standart
Allen F E	Dowling	La Fetra	Plank	Stanley
Anderson	Etzel	Leggett	Platt	Steele
Bass	Evans	Machacek	Pratt	Sullivan
Bedell	Fish	Malloy	Prince	Tenjost
Beihilf	Fitzsimons	Mathews T F	Quinn	Thompson J A
Bisland	Foster	Matthews C R	Reilly	Thonet
Brady	Francisco	McKeown	Rigby	Waddell
Burnett	Fuller	McManus	Rogers	Wagner

Burzynski	Gardner	Merritt	Salomon	Wadsworth
Byrne	Grady	Miller	Santee	Wedemeyer
Cahn	Gray	Monroe	Schoeneck	Wemple
Carrier	Gurnett	Moreland	Shanahan	Whitney F G
Charles E E	Hammond	Murphy	Sheldon	Whitney G H
Cooke	Hanford	Newton	Sherry	Wilsnack
Coon	Hapeman	Nugent	Shuttleworth	Wilson
Coutant	Hastings	Ogden	Slocum	Wolf
Cowan	Hooker	O'Neill	Smith A E	Wood F C
Cunningham	Hornidge	Parker	Smith J E	Yale
Dale	Hurd	Patton	Smith R H	Young
Dodd	Kavanaugh	Pendry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1264) entitled "An act to amend chapter 87 of the Laws of 1893, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled "An act to incorporate the city of Ogdensburg," and acts amending the same.'" (Rec. No. 391.)

On motion of Mr. Plank, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 99
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Patton	Stanley
Allen F E	Cox	Hornidge	Pendry	Steele
Allen J G	Cunningham	Hubbs	Phillips	Stevens
Anderson	Dale	Kavanaugh	Plank	Sullivan
Apgar	Donovan	La Fetra	Pratt	Thompson G F
Becker	Dowling	La Rue	Prentice	Thompson J A
Bedell	Etzel	Lewis	Quinn	Thonet
Beebe	Everett	Maier	Reilly	Waddell
Bird	Fish	Malloy	Rogers	Wagner
Bisland	Foelker	Mathews T F	Rosenstein	Wadsworth
Brooks	Foster	Matthews C R	Sammon	Wedemeyer
Burns	Freidel	McKeown	Schoeneck	West
Byrne	Gardner	McManus	Shanahan	Whitney F G

Cadin	Gates	Merritt	Sheehy	Whitney G H
Cahn	Grady	Miller	Sherry	Wilsnack
Carrier	Gray	Moreland	Shuttleworth	Wilson
Caughlan	Gurnett	Newton	Slocum	Wood F C
Charles W B	Hammond	Ogden	Smith A E	Wood F X
Coon	Hanford	Palmer	Smith J E	Young
Cotton	Hartman	Parker	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 904) entitled "An act to amend the Highway Law, relative to private roads, and to repeal certain sections thereof." (Rec. No. 368.)

On motion of Mr. Wainwright, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108
NOES 1

Those who voted in the affirmative were:

Agnew	Cotton	Hooper	Parker	Smith J T
Allen F E	Coutant	Hornidge	Patton	Standart
Allen J G	Cox	Hurd	Pendry	Stanley
Apgar	Cunningham	Kavanaugh	Perry	Steele
Bass	Dodd	Knapp	Plank	Sullivan
Becker	Donovan	La Fetra	Pratt	Tenjost
Beebe	Dowling	La Rue	Prentice	Thompson G F
Beihilf	Ellis	Lewis	Quinn	Thonet
Bird	Etzel	Machacek	Reeve	Tompkins
Brady	Everett	Malloy	Reilly	Wade
Brooks	Fish	Mathews T F	Rogers	Wagner
Burnett	Foelker	Matthews C R	Rosenstein	Wainwright
Burns	Foster	McKeown	Sammon	Wedemeyer
Burzynski	Freidel	McManus	Schoeneck	Wemple
Byrne	Gardner	Mead	Scovill	Whitney G H
Cadin	Gates	Miller	Shanahan	Wilsnack
Cahn	Grattan	Monroe	Sheldon	Wilson
Callahan	Gray	Moreland	Sherry	Wood F C

Caughlan	Hackett	Murphy	Slocum	Wood F X
Charles E E	Hammond	Newton	Smith A P	Yale
Charles W B	Hartman	Nugent	Smith J E	Young
Coon	Hastings	O'Neill		

In the negative:

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 182) entitled "An act to legalize the official acts of George Hitchcock, as justice of the peace of the city of Corning, Steuben county." (Rec. No. 26.)

On motion of Mr. Platt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Parker	Smith J T
Allen F E	Cox	Hastings	Patton	Smith R H
Allen J G	Cunningham	Hooker	Pendry	Standart
Anderson	Dale	Hooper	Perry	Steele
Apgar	Dodd	Hubbs	Phillips	Stevens
Becker	Donovan	Kavanaugh	Platt	Sullivan
Bedell	Ellis	Knapp	Pratt	Thompson G F
Beebe	Etzel	La Fetra	Prentice	Thompson J A
Beihilf	Evans	Leggett	Quinn	Tompkins
Bird	Everett	Lewis	Reeve	Waddell
Bisland	Fish	Machacek	Reilly	Wade
Brooks	Fitzsimons	Maier	Rigby	Wadsworth
Burnett	Foelker	Malloy	Rogers	Wainwright
Burns	Foster	Mathews T F	Rosenstein	Wedemeyer
Burzynski	Francisco	Matthews C R	Salomon	West
Byrne	Freidel	McManus	Sammon	Wemple
Cadin	Fuller	Mead	Schoeneck	Whitney G H
Cahn	Gardner	Merritt	Scovill	Wiegand
Callahan	Gates	Miller	Shanahan	Wilsnack

Carrier	Grady	Monroe	Sheehy	Wilson
Caughlan	Grattan	Murphy	Sheldon	Wolf
Charles W B	Gray	Newton	Shuttleworth	Wood F C
Cooke	Hackett	Ogden	Slocum	Wood F X
Cotton	Hammond	O'Neill	Smith A P	Yale
Coutant	Hanford	Palmer	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 307) entitled "An act to facilitate State commerce by increasing the depth of water in the Erie basin at Buffalo, and making an appropriation therefor." (Rec. No. 354.)

On motion of Mr. Cox, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Perry	Smith J T
Allen F E	Cox	Hooker	Phillips	Standart
Allen J G	Dale	Hooper	Plank	Stanley
Anderson	Dodd	Hubbs	Platt	Steele
Apgar	Donovan	Hurd	Pratt	Stevens
Bass	Ellis	Knapp	Prentice	Sullivan
Becker	Etzel	La Fetra	Prince	Tenjost
Bedell	Evans	La Rue	Quinn	Thompson G
Beebe	Everett	Leggett	Reeve	Thompson J A
Beihilf	Fish	Lewis	Reilly	Thonet
Bisland	Fitzsimons	Machacek	Rigby	Tompkins
Brady	Foelker	Malloy	Rosenstein	Waddell
Brooks	Foster	Mathews T F	Salomon	Wagner
Burnett	Francisco	Matthews C R	Sammon	Wadsworth
Burns	Freidel	McKeown	Santee	Wainwright
Burzynski	Fuller	McManus	Schoeneck	Wedemeyer
Cadin	Gardner	Mead	Scovill	Wemple
Cahn	Gates	Miller	Shanahan	Whitney F G
Callahan	Grady	Monroe	Sheehy	Whitney G H
Carrier	Grattan	Murphy	Sheldon	Wilsnack
Caughlan	Gray	Nugent	Sherry	Wilson

Charles E E	Gurnett	Ogden	Shuttleworth	Wood F C
Charles W B	Hackett	Palmer	Slocum	Wood F X
Coon	Hammond	Parker	Smith A P	Yale
Cotton	Hanford	Patton	Smith A E	Young
Coutant	Hartman	Pendry	Smith J E	

In the negative:

Rogers

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1254) entitled "An act to amend section 74 of the Greater New York charter with respect to the powers of the board of aldermen and the board of estimate and apportionment." (Rec. No. 361.)

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the Senate bill (No. 950) entitled "An act to amend the Domestic Relations Law in relation to the solemnization of marriages." (Rec. No. 227.)

On motion of Mr. Prentice, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 5

Those who voted in the affirmative were:

Agnew	Coutant	Hooper	Patton	Smith J E
Allen F E	Cox	Hubbs	Pendry	Smith J T
Allen J G	Cunningham	Hurd	Perry	Smith R H
Anderson	Dale	Knapp	Phillips	Stanley

Apgar	Donovan	La Fetra	Platt	Steele
Bass	Dowling	La Rue	Pratt	Sullivan
Becker	Etzel	Lewis	Prentice	Tenjost
Bedell	Evans	Machacek	Prince	Thompson G F
Beebe	Everett	Maier	Quinn	Thonet
Bird	Fish	Mathews T F	Reilly	Waddell
Bisland	Foster	Matthews C R	Rigby	Wagner
Brady	Francisco	McKeown	Rosenstein	Wadsworth
Brooks	Freidel	McManus	Salomon	West
Burnett	Gardner	Mead	Sammon	Wemple
Burzynski	Gates	Merritt	Santee	Whitney F G
Byrne	Grady	Miller	Scovill	Wiegand
Cadin	Grattan	Monroe	Shanahan	Wilsnack
Cahn	Gray	Moreland	Sheehy	Wilson
Carrier	Gurnett	Murphy	Sheldon	Wolf
Caughlan	Hammond	Newton	Sherry	Wood F C
Charles W B	Hanford	Nugent	Shuttleworth	Wood F X
Cooke	Hartman	O'Neill	Smith A P	Yale
Coon	Hastings	Parker	Smith A E	Young
Cotton	Hooker			

Those who voted in the negative were:

Foelker	Fuller	Palmer	Tompkins	Wainwright

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 284) entitled "An act to amend chapter 580 of the Laws of 1902, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to actions brought to recover a penalty or penalties for the violation of any laws or ordinance." (Rec. No. 47.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the Senate bill (No. 666) entitled "An act to repeal article 4 of the Navigation Law, relating to the port of Albany." (Rec. No. 329.)

On motion of Mr. Mead, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hubbs	Pendry	Smith J E
Allen F E	Cunningham	Hurd	Perry	Smith J T
Allen J G	Dale	Kavanaugh	Phillips	Smith R H
Anderson	Dodd	Knapp	Platt	Standart
Apgar	Donovan	La Fetra	Pratt	Stanley
Bass	Dowling	Leggett	Prentice	Steele
Becker	Etzel	Machacek	Prince	Stevens
Beebe	Evans	Maier	Quinn	Tenjost
Beihilf	Everett	Mathews T F	Reeve	Thompson G F
Bird	Fish	Matthews C R	Reilly	Thompson J A
Bisland	Foelker	McKeown	Rigby	Thonet
Brady	Foster	McManus	Rogers	Waddell
Burnett	Francisco	Mead	Rosenstein	Wade
Burns	Freidel	Merritt	Salomon	Wagner
Burzynski	Fuller	Miller	Sammon	Wainwright
Byrne	Gates	Monroe	Santee	Wedemeyer
Cadin	Grady	Moreland	Schoeneck	West
Cahn	Grattan	Murphy	Scovill	Whitney F G
Callahan	Gray	Newton	Shanahan	Whitney G H
Carrier	Hackett	Nugent	Sheehy	Wilsnack
Caughlan	Hammond	Ogden	Sheldon	Wolf
Charles E E	Hanford	O'Neill	Shuttleworth	Wood F C
Charles W B	Hapeman	Palmer	Slocum	Wood F X
Cooke	Hastings	Parker	Smith A P	Yale
Coon	Hooper	Patton	Smith A E	Young
Coutant	Hornidge			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 940) entitled "An act to amend the County Law, relating to the salary of the county judge and surrogate of Broome county." (Rec. No. 319.)

On motion of Mr. Rogers, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Patton	Smith J E
Allen F E	Cowan	Hooker	Perry	Smith J T
Allen J G	Cox	Hooper	Phillips	Smith R H
Anderson	Cunningham	Hornidge	Plank	Standart
Apgar	Dale	Hubbs	Platt	Stanley
Bass	Dodd	Hurd	Pratt	Steele
Becker	Donovan	Kavanaugh	Prentice	Stevens
Beebe	Dowling	Knapp	Prince	Sullivan
Beihilf	Ellis	La Fetra	Quinn	Thompson G F
Bird	Etzel	La Rue	Reeve	Thompson J A
Bisland	Evans	Leggett	Reilly	Thonet
Brady	Everett	Lewis	Rigby	Tompkins
Brooks	Fish	Machacek	Rogers	Waddell
Burnett	Fitzsimons	Maier	Rosenstein	Wagner
Burns	Foelker	Malloy	Salomon	Wadsworth
Burzynski	Foster	Matthews C R	Sammon	Wainwright
Byrne	Francisco	McKeown	Santee	West
Cadin	Freidel	McManus	Schoeneck	Wemple
Cahn	Fuller	Merritt	Scovill	Whitney G H
Callahan	Gates	Miller	Shanahan	Wiegand
Carrier	Grady	Monroe	Sheehy	Wilsnack
Caughlan	Grattan	Murphy	Sheldon	Wilson
Charles E E	Gray	Nugent	Shuttleworth	Wood F C
Charles W B	Hackett	Ogden	Slocum	Wood F X
Cooke	Hammond	O'Neill	Smith A P	Yale
Coon	Hanford	Palmer	Smith A E	Young
Cotton	Hartman	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 961) entitled "An act to amend chapter 537 of the Laws of 1893, entitled 'An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of change of grade of streets or avenues, made pursuant to chapter 721 of the Laws of 1887, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards in the city of New York or otherwise,' as amended by chapter 567 of the Laws of 1894, entitled 'An act to amend chapter 537 of the

Laws of 1893, entitled "An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of change of grade of streets or avenues, made pursuant to chapter 721 of the Laws of 1887, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards in the city of New York or otherwise,"' relative to damages caused by change of grade in the borough of the Bronx (formerly the Twenty-third and Twenty-fourth wards), of the city of New York, by permitting the filing of additional claims, under the provisions of said chapter 537 of the Laws of 1893, as amended by chapter 567 of the Laws of 1894, and to extend the time for filing such claims, and for the appointment of commissioners of appraisal." (Rec. No. 266.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hooker	Patton	Smith R H
Allen F E	Cowan	Hooper	Pendry	Standart
Allen J G	Cox	Horndige	Perry	Stanley
Anderson	Cunningham	Hubbs	Phillips	Steele
Apgar	Dale	Kavanaugh	Platt	Stevens
Bass	Dodd	La Fetra	Pratt	Sullivan
Becker	Donovan	La Rue	Prentice	Thompson G F
Bedell	Dowling	Lewis	Prince	Thompson J A
Beebe	Ellis	Machacek	Quinn	Thonet
Beihilf	Etzel	Maier	Reeve	Tompkins
Bird	Evans	Malloy	Reilly	Waddell
Bisland	Everett	Mathews T F	Rogers	Wade
Brady	Fish	Matthews C R	Rosenstein	Wagner
Brooks	Foelker	McKeown	Salomon	Wadsworth
Burnett	Foster	McManus	Sammon	Wainwright
Burns	Francisco	Mead	Santee	Wedemeyer
Burzynski	Freidel	Merritt	Schoeneck	Wemple

Byrne	Fuller	Miller	Shanahan	Whitney F G
Cadin	Gardner	Monroe	Sheehy	Whitney G H
Cahn	Gates	Moreland	Sheldon	Wilsnack
Callahan	Grattan	Murphy	Shuttleworth	Wilson
Carrier	Gray	Newton	Slocum	Wolf
Caughlan	Gurnett	Nugent	Smith A P	Wood F C
Charles E E	Hackett	Ogden	Smith A E	Wood F X
Charles W B	Hammond	O'Neill	Smith J E	Yale
Cooke	Hanford	Palmer	Smith J T	Young
Coon	Hastings	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1287) entitled "An act to amend the Insurance Law, relative to mutual benefit fraternities." (Rec. No. 392.)

On motion of Mr. Mead, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Smith R H
Allen F E	Cox	Hornidge	Perry	Standart
Allen J G	Cunningham	Hubbs	Phillips	Stanley
Apgar	Dale	Hurd	Plank	Stevens
Bass	Dodd	Kavanaugh	Platt	Sullivan
Becker	Dowling	Knapp	Prentice	Tenjost
Bedell	Ellis	La Fetra	Prince	Thompson G F
Beebe	Etzel	La Rue	Quinn	Thompson J A
Beihilf	Evans	Leggett	Reeve	Thonet
Bird	Everett	Lewis	Reilly	Waddell
Brady	Fish	Machacek	Rigby	Wade
Brooks	Fitzsimons	Malloy	Rogers	Wagner
Burnett	Foster	Mathews T F	Rosenstein	Wadsworth
Burns	Freidel	Matthews C R	Salomon	Wainwright
Burzynski	Fuller	McKeown	Santee	Wedemeyer
Byrne	Gardner	McManus	Schoeneck	Wemple
Cadin	Gates	Mead	Shanahan	Whitney F G
Cahn	Grattan	Miller	Sheehy	Whitney G H

Callahan	Gray	Monroe	Sheldon	Wiegand
Caughlan	Gurnett	Murphy	Sherry	Wilson
Charles E E	Hackett	Newton	Shuttleworth	Wolf
Charles W B	Hammond	Ogden	Smith A P	Wood F C
Cooke	Hanford	O'Neill	Smith A E	Wood F X
Coon	Hartman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith J T	Young
Coutant	Hooker	Patton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1977) entitled "An act to amend chapter 722 of the Laws of 1894, entitled 'An act to incorporate the Niagara, Lockport and Ontario Power Company,' relative to limiting the amount of water to be taken from the Niagara river, requiring the company to furnish electric power to consumers at fixed rates, extending the territory in which power may be sold, defining its powers of condemnation, striking out the right to sell water for municipal purposes, removing limitation of capital stock, authorizing changes in the number of directors, conforming the act in certain particulars to the general laws of the State and otherwise" (Int. No. 974), having been announced for a third reading,

On motion of Mr. Leggett, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

The bill (No. 1377) entitled "An act to provide for the appointment of Supreme Court Commissioners in judicial departments containing counties having a certain population, and providing for the mode of selecting and appointing such Supreme Court Commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners" (Int. No. 1118), having been announced for a second and third reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

The bill (No. 411) entitled "An act authorizing the comptroller

of the city of New York to examine the claim of George Blair, veteran of the Civil War" (Int. No. 377), having been announced for a third reading,

On motion of Mr. Caughlan, said bill was laid aside and ordered stricken from the calendar.

The Senate bill (No. 617) entitled "An act to amend the Railroad Law in relation to abandonment of parts of routes" (Rec. No. 315), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate bill (No. 618) entitled "An act to amend the Railroad Law relative to grants to railroad corporations by the Commissioner of the Land Office to facilitate changes of grade" (Rec. No. 316), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate bill (No. 701) entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes" (Rec. No. 206), having been announced for a third reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate bill (No. 1169) entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property" (Rec. No. 337), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The Senate bill (No. 1075) entitled "An act to amend the County Law relating to matrons in county jails" (Rec. No. 288), having been announced for a third reading,

On motion of Mr. Phillips, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

The Senate bill (No. 1289) entitled "An act creating a commission with power to agree upon a site and general plans of, and to contract for the location and building of a union railroad passenger station, yard, and therewith connected facilities and approaches thereto in the city of Buffalo, and tributary thereto to lease or sell and convey lands belonging to said city, to abandon and close now existing, and establish and open new, and change the location, width or grade of and otherwise improve docks, wharves, parks, streets and public places, and for these purposes to acquire lands and their appurtenances by condemnation proceedings or otherwise" (Rec. No. 386), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 80
NOES 33

Those who voted in the affirmative were:

Allen F E	Cotton	Hurd	Perry	Stanley
Allen J G	Coutant	Knapp	Phillips	Steele
Bass	Cowan	La Rue	Plank	Stevens
Bedell	Cox	Leggett	Pratt	Tenjost
Beebe	Dowling	Lewis	Prentice	Thonet
Beihilf	Evans	Maier	Reeve	Waddell
Bisland	Fish	Matthews C R	Rogers	Wade
Brady	Foelker	Mead	Santee	Wadsworth
Brooks	Foster	Miller	Schoeneck	Wainwright
Burnett	Freidel	Monroe	Scovill	West
Cadin	Gardner	Moreland	Sheldon	Whitney F G
Callahan	Grattan	Murphy	Shuttleworth	Whitney G H
Carrier	Gray	Newton	Slocum	Wilsnack
Charles E E	Hammond	Ogden	Smith A P	Wood F C
Charles W B	Hartman	Patton	Smith J E	Yale
Coon	Hubbs	Pendry	Smith J T	Young

Those who voted in the negative were:

Anderson	Dodd	La Fetra	Quinn	Standart
Bird	Donovan	Machacek	Rosenstein	Tompkins

Burzynski	Ellis	Malloy	Salomon	Wagner
Cahn	Fitzsimons	Mathews T F	Shanahan	Wedemeyer
Caughlan	Fuller	Nugent	Sherry	Wiegand
Cooke	Hackett	Palmer	Smith A E	Wolf
Dale	Kavanaugh	Prince		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1023) entitled "An act to amend the Penal Code, relative to juvenile offenders and the suspension of sentence" (Rec. No. 221), having been announced,

Mr. Speaker stated the pending question to be on the amendment of Mr. Salomon.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 3

Those who voted in the affirmative were:

Agnew	Coutant	Hooper	Patton	Stanley
Allen F E	Cowan	Hornidge	Pendry	Steele
Allen J G	Cox	Hubbs	Perry	Stevens
Anderson	Cunningham	Hurd	Phillips	Sullivan
Apgar	Dale	Knapp	Platt	Thompson G F
Bass	Donovan	La Fetra	Pratt	Thompson J A
Becker	Dowling	La Rue	Prentice	Thonet
Bedell	Ellis	Leggett	Prince	Tompkins
Beihilf	Evans	Machacek	Quinn	Wade
Bird	Everett	Maier	Reilly	Wagner
Bisland	Fish	Malloy	Rigby	Wadsworth
Brady	Fitzsimons	Matthews C R	Rosenstein	Wedemeyer
Brooks	Foelker	McKeown	Sammon	West
Burns	Foster	McManus	Schoeneck	Wemple
Burzynski	Freidel	Mead	Scovill	Whitney G H
Byrne	Gardner	Miller	Shanahan	Wiegand
Cadin	Grady	Monroe	Sheldon	Wilsnack
Cahn	Grattan	Murphy	Sherry	Wilson
Callahan	Gray	Newton	Slocum	Wolf
Caughlan	Hackett	Ogden	Smith A P	Wood F C

Charles E E	Hammond	O'Neill	Smith J E	Wood F X
Cooke	Hanford	Palmer	Smith J T	Yale
Coon	Hartman	Parker	Smith R H	Young
Cotton	Hooker			

Those who voted in the negative were:

Fuller	Rogers	Salomon

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1009, Senate reprint No. 1323) entitled "An act making appropriations for the State charitable institutions, the New York State School for the Blind, and the Elmira Reformatory" (Int. No. 198), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, strike out all of line 5.

Page 3, strike out all of lines 8 and 9.

Page 4, line 17, after the word "dynamo" insert a comma.

Page 5, line 16, strike out the word "two" and insert the word "five."

Page 7, line 1, strike out the word "the" and insert the word "an;" also after the word "is" insert the word "herein."

Same page, line 4, after the word "purposes" insert the words "herein provided for."

Same page, line 5, after the word "received" insert the words "for such other specific purposes."

Same page, line 6, strike out the word "above" and insert the word "herein;" also, at end of line strike out the period and add the word "therefor."

Mr. Rogers moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith J T
Allen F E	Cox	Hooker	Patton	Smith R H
Allen J G	Cunningham	Hooper	Pendry	Standart
Anderson	Dodd	Hornidge	Perry	Stanley
Apgar	Donovan	Hubbs	Phillips	Steele
Bass	Dowling	Hurd	Plank	Stevens
Becker	Ellis	Kavanaugh	Platt	Sullivan
Bedell	Etzel	Knapp	Pratt	Tenjost
Beihilf	Evans	La Fetra	Prentice	Thompson G F
Bird	Everett	La Rue	Prince	Thompson J A
Bisland	Fish	Leggett	Quinn	Thonet
Brady	Fitzsimons	Lewis	Reeve	Waddell
Brooks	Foelker	Machacek	Reilly	Wade
Burnett	Foster	Malloy	Rogers	Wagner
Burns	Francisco	Mathews T F	Rosenstein	Wadsworth
Burzynski	Freidel	Matthews C R	Salomon	Wainwright
Byrne	Fuller	McKeown	Sammon	West
Cadin	Gardner	McManus	Santee	Wemple
Cahn	Gates	Merritt	Schoeneck	Whitney G H
Callahan	Grady	Miller	Scovill	Wiegand
Carrier	Grattan	Monroe	Shanahan	Wilsnack
Caughlan	Gray	Murphy	Sheehy	Wilson
Charles E E	Gurnett	Newton	Sheldon	Wolf
Charles W B	Hackett	Nugent	Shuttleworth	Wood F C
Cooke	Hammond	Ogden	Slocum	Wood F X
Coon	Hanford	O'Neill	Smith A P	Yale
Cotton	Hartman	Palmer	Smith A E	Young
Coutant				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1581, Senate reprint No. 1265) entitled "An act to amend the Greater New York charter, relative to police clerks in the first and second divisions, and relative to the clerks of the children's court, first division" (Int. No. 457), with a message that they have concurred in the passage of the same with the following amendment:

Amend the title to read as follows:

"An act to amend the Greater New York charter, relative to police clerks in the first and second divisions, and relative to the clerks of the children's court, first division."

Mr. Stanley moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith R H
Allen F E	Cox	Hooker	Patton	Standart
Allen J G	Cunningham	Hooper	Pendry	Stanley
Anderson	Dale	Hornidge	Perry	Steele
Apgar	Dodd	Hubbs	Phillips	Stevens
Bass	Donovan	Hurd	Plank	Tenjost
Becker	Dowling	Kavanaugh	Platt	Thompson G F
Bedell	Etzel	Knapp	Pratt	Thompson J A
Beebe	Evans	La Fetra	Prentice	Thonet
Beihilf	Everett	Leggett	Prince	Tompkins
Bird	Fish	Lewis	Quinn	Waddell
Bisland	Fitzsimons	Machacek	Reilly	Wade
Brooks	Foelker	Maier	Rigby	Wagner
Burnett	Foster	Malloy	Rosenstein	Wadsworth
Burns	Francisco	Mathews T F	Salomon	Wainwright
Burzynski	Freidel	Matthews C R	Sammon	Wedemeyer
Byrne	Fuller	McKeown	Schoeneck	West
Cadin	Gardner	McManus	Scovill	Wemple
Cahn	Gates	Mead	Shanahan	Whitney F G
Callahan	Grady	Miller	Sheehy	Whitney G H
Carrier	Grattan	Monroe	Sheldon	Wilsnack
Caughlan	Gray	Moreland	Sherry	Wilson
Charles E E	Gurnett	Murphy	Slocum	Wolf
Charles W B	Hackett	Nugent	Smith A P	Wood F C
Cooke	Hammond	Ogden	Smith A E	Wood F X
Cotton	Hanford	O'Neill	Smith J E	Yale
Coutant	Hartman	Palmer	Smith J T	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

Mr. Stanley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hornidge	Pendry	Stanley
Allen F E	Cowan	Hubbs	Perry	Steele
Allen J G	Cox	Hurd	Plank	Stevens
Anderson	Cunningham	Kavanaugh	Platt	Sullivan
Apgar	Dale	Knapp	Pratt	Tenjost
Bass	Donovan	La Rue	Prentice	Thompson G F
Becker	Dowling	Leggett	Prince	Thompson J A
Bedell	Etzel	Lewis	Quinn	Thonet
Beebe	Everett	Maier	Reeve	Tompkins
Beihilf	Fish	Malloy	Reilly	Waddell
Bird	Fitzsimons	Mathews T F	Rigby	Wade
Bisland	Foster	Matthews C R	Rosenstein	Wagner
Brady	Francisco	McKeown	Salomon	Wadsworth
Brooks	Freidel	McManus	Sammon	Wainwright
Burnett	Fuller	Mead	Santee	Wedemeyer
Burns	Gardner	Merritt	Scovill	West
Byrne	Gates	Miller	Shanahan	Wemple
Cadin	Grady	Monroe	Sheehy	Whitney F G
Cahn	Grattan	Moreland	Sherry	Whitney G H
Callahan	Gray	Murphy	Shuttleworth	Wilsnack
Carrier	Hackett	Newton	Slocum	Wilson
Caughlan	Hammond	Nugent	Smith A P	Wolf
Charles E E	Hanford	Ogden	Smith A E	Wood F C
Charles W B	Hartman	O'Neill	Smith J E	Wood F X
Cooke	Hastings	Palmer	Smith J T	Yale
Coon	Hooker	Parker	Smith R H	Young
Cotton	Hooper	Patton	Standart	

In the negative:

Burzynski

Mr. Stanley moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 8, line 6, strike out the words "for five years" and insert the words "during good behavior."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. Burnett called up the Assembly bill (No. 2294) entitled "An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor" (Int. No. 1381), now on the order of third reading.

Mr. Burnett moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 5, lines 17, 18 and 19, strike out the words "provided the same are not situated on the North river between the northerly side of Dey street and Pier three."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. G. H. Whitney called up the Assembly bill (No. 741) entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' relative to ordinances pertaining to the fire alarm telegraph system" (Int. No. 660), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. G. H. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Perry	Stanley
Allen F E	Cowan	Hooper	Phillips	Steele
Allen J G	Cox	Hornidge	Plank	Stevens
Anderson	Cunningham	Hubbs	Platt	Sullivan
Apgar	Dale	Hurd	Pratt	Tenjost
Bass	Dodd	Kavanaugh	Prentice	Thompson G F
Becker	Donovan	La Fetra	Prince	Thompson J A
Bedell	Dowling	La Rue	Reeve	Thonet
Beebe	Ellis	Lewis	Reilly	Tompkins
Beihilf	Etzel	Machacek	R'g'oy	Waddell
Bird	Evans	Maier	Rogers	Wade

Bisland	Fish	Malloy	Rosenstein	Wagner
Brady	Fitzsimons	Mathews T F	Salomon	Wadsworth
Brooks	Foelker	Matthews C R	Santee	Wainwright
Burnett	Foster	McKeown	Schoeneck	Wedemeyer
Burns	Francisco	McManus	Scovill	West
Burzynski	Freidel	Mead	Shanahan	Wemple
Byrne	Fuller	Merritt	Sheehy	Whitney F G
Cadin	Gardner	Monroe	Sherry	Whitney G H
Cahn	Grady	Moreland	Shuttleworth	Wiegand
Callahan	Grattan	Murphy	Slocum	Wilsnack
Carrier	Gray	Nugent	Smith A P	Wilson
Caughlan	Gurnett	Ogden	Smith A E	Wolf
Charles E E	Hackett	Palmer	Smith J E	Wood F C
Charles W B	Hammond	Parker	Smith J T	Wood F X
Cooke	Hanford	Patton	Smith R H	Yale
Coon	Hartman	Pendry	Standart	Young
Cotton	Hastings			

Mr. G. H. Whitney moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Line 1, section 1, make the word "thirty-one" read "fourteen."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Steele, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Burns called up the Assembly bill (No. 1131) entitled "An act relating to the appointment of employees of the fire department of the city of New York to the uniformed force of the said department" (Int. No. 945), the certified copy of which was heretofore recalled from the mayor of the city of New York pursuant to concurrent resolution of the Senate and Assembly.

Mr. Burns moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hastings	Pendry	Smith J T
Allen F E	Coutant	Hooker	Perry	Smith R H
Allen J G	Cowan	Hooper	Phillips	Standart
Anderson	Cox	Hornidge	Plank	Stanley
Apgar	Cunningham	Hubbs	Platt	Steele
Bass	Dale	Kavanaugh	Pratt	Sullivan
Becker	Dodd	Knapp	Prentice	Tenjost
Bedell	Donovan	La Fetra	Prince	Thompson G F
Beebe	Dowling	Leggett	Reeve	Thompson J A
Beihilf	Etzel	Lewis	Reilly	Thonet
Bird	Evans	Machacek	Rigby	Tompkins
Bisland	Everett	Maier	Rogers	Waddell
Brady	Fitzsimons	Malloy	Rosenstein	Wade
Brooks	Foelker	Mathews T F	Salomon	Wagner
Burnett	Foster	McKeown	Sammon	Wadsworth
Burns	Freidel	McManus	Santee	Wainwright
Burzynski	Fuller	Mead	Schoeneck	Wedemeyer
Byrne	Gardner	Merritt	Scovill	West
Cadin	Gates	Miller	Shanahan	Wemple
Cahn	Grady	Moreland	Sheehy	Whitney F G
Callahan	Grattan	Murphy	Sheldon	Whitney G H
Carrier	Gray	Newton	Sherry	Wilsnack
Caughlan	Gurnett	Ogden	Shuttleworth	Wilson
Charles E E	Hackett	O'Neill	Slocum	Wolf
Charles W B	Hammond	Palmer	Smith A P	Wood F X
Cooke	Hanford	Parker	Smith A E	Yale
Coon	Hartman	Patton	Smith J E	Young

Mr. Burns moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 2, after the word "empowered" insert a comma and the words "in his discretion."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Hammond called up the Assembly bill (No. 579) entitled "An act to amend the Code of Civil Procedure relating to the disposition of the real estate of decedents for the payment of debts and funeral expenses" (Int. No. 533), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Hammond moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Phillips	Standart
Allen F E	Dale	Hooper	Plank	Stanley
Allen J G	Dodd	Hornidge	Platt	Steele
Anderson	Donovan	Hubbs	Pratt	Stevens
Bass	Dowling	Hurd	Prentice	Sullivan
Becker	Ellis	Kavanaugh	Prince	Tenjost
Bedell	Etzel	Knapp	Quinn	Thompson G F
Beebe	Evans	La Fetra	Reeve	Thompson J A
Beihilf	Everett	Leggett	Reilly	Thonet
Bird	Fish	Lewis	Rigby	Tompkins
Bisland	Fitzsimons	Machacek	Rogers	Waddell
Brady	Foelker	Maier	Rosenstein	Wade
Brooks	Foster	Mathews T F	Salomon	Wagner
Burns	Francisco	Matthews C R	Sammon	Wadsworth
Burzynski	Freidel	McKeown	Schoeneck	Wedemeyer
Byrne	Fuller	McManus	Scovill	West
Cadin	Gardner	Mead	Shanahan	Wemple
Cahn	Gates	Miller	Sheehy	Whitney G H
Carrier	Grady	Monroe	Sheldon	Wiegand
Caughlan	Grattan	Murphy	Sherry	Wilsnack
Charles E E	Gray	Newton	Shuttleworth	Wilson
Charles W B	Gurnett	Nugent	Slocum	Wolf
Coon	Hackett	O'Neill	Smith A P	Wood F C
Cotton	Hammond	Palmer	Smith A E	Wood F X
Coutant	Hanford	Parker	Smith J E	Yale
Cowan	Hartman	Patton	Smith J T	Young
Cox	Hastings	Pendry	Smith R H	

Mr. Hammond moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith amended as follows:

Page 2, line 7, strike out the words "one, title two" and insert the words "two, title one."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Phillips, from the committee on codes, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication was received from Hon. Wm. A. Harder, mayor of the city of Hudson, returning Assembly bill No. 1646, entitled "An act to amend the charter of the city of Hudson, generally" (Int. No. 881), with a message that the mayor of said city, after a public hearing thereon, approves said bill and accepts the same, and that the common council of said city does not approve said bill or accept the same, but said return was not made within the time prescribed by law.

Mr. Speaker.—The Chair hands down a local bill, amending the charter of the city of Hudson, approved by the mayor and not approved by the common council, and not returned within the time limit by either one of them.

Mr. Palmer.—Mr. Speaker, I raise the point of order that the bill is not in possession of the House.

Mr. Speaker.—The bill is here; the Chair just handed the bill down.

Mr. Palmer.—I know, but you could not act on a bill after we had adjourned, if it is not back here in time—

Mr. Speaker.—If the bill was not returned we would have the right to take up the original bill and pass it; that has been so decided time and again—the original bill never is taken as the Chair understands—simply a copy of the bill sent to the mayor.

Mr. Palmer.—Then I understand the Speaker to hold that the concurrence of the common council and the rejection by the mayor is now legitimately before the House?

Mr. Speaker.—The Chair does—yes, sir. The Chair holds that the bill is properly before the House——

Mr. Palmer.—No, that is not my point— The Chair now decides that the rejection by the mayor and the concurrence by the common council or vice versa, if that be true—the Chair decides are now before this House for action?

Mr. Speaker.—No, the Chair holds that the question of the repassage of the bill is before the House, upon the proposition that it has not been approved by the common council, and further

upon the proposition that it has not been returned within the 15 days' time; upon both of these propositions.

Mr. Speaker stated the question to be "Shall this bill pass notwithstanding the objections of the common council, the legislative body of the city of Hudson, thereto, and notwithstanding the fact that said bill was not returned within the time prescribed by law?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

AYES 100
NOES 40

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Patton	Stanley
Allen F E	Cowan	Hooper	Pendry	Steele
Allen J G	Cox	Hubbs	Perry	Stevens
Apgar	Cunningham	Hurd	Phillips	Tenjost
Bass	Dowling	Knapp	Plank	Thompson G F
Becker	Etzel	La Rue	Platt	Thonet
Bedell	Evans	Leggett	Pratt	Waddell
Beebe	Fish	Lewis	Reeve	Wade
Beihilf	Foelker	Maier	Rigby	Wadsworth
Bisland	Foster	Matthews C R	Rogers	Wainwright
Brady	Francisco	Mead	Santee	West
Brooks	Freidel	Merritt	Schoeneck	Wemple
Burnett	Gardner	Miller	Scovill	Whitney F G
Cadin	Gates	Monroe	Sheldon	Whitney G H
Callahan	Grattan	Moreland	Shuttleworth	Wilsnack
Carrier	Gray	Murphy	Slocum	Wilson
Charles E E	Hammond	Newton	Smith A P	Wood F C
Charles W B	Hanford	Ogden	Smith J E	Wood F X
Coon	Hartman	O'Neill	Smith J T	Yale
Cotton	Hastings	Parker	Standart	Young

Those who voted in the negative were:

Anderson	Dale	Hornidge	Palmer	Smith R H
Bird	Dodd	La Fetra	Rigby	Sullivan
Burns	Donovan	Machacek	Rosenstein	Thompson J A
Burzynski	Ellis	Malloy	Salomon	Tompkins
Byrne	Everett	Mathews T F	Sammon	Wagner
Cahn	Fuller	McKeown	Sheehy	Wedemeyer
Caughlan	Grady	McManus	Sherry	Wiegand
Cooke	Gurnett	Nugent	Smith A E	Wolf

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Lewis offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 173, entitled "An act to provide for the erection of a new armory building in the city of Oswego, N. Y., the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings and the application of the proceeds to such new building, and for other purposes relative to the same" (Int. No. 173), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 126) entitled "An act to provide for the payment of office expenses and salaries of employees in the office of the State Superintendent of Elections for the metropolitan elections district" (Int. No. 126), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. F. E. Allen offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1143) entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton' and the several acts amendatory thereof, relative to sale of lands for unpaid taxes or assessments" (Int. No. 502), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Merritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1353) entitled "An act to amend section 85 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws'" (Int. No. 605), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Merritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1466) entitled "An act to amend the Code of Civil Procedure, in relation to the petition for voluntary dissolution of a corporation" (Int. No. 516), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 652, entitled "An act to amend section 458 of the Penal Code, relating to crimes against the public peace" (Rec. No. 124), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That Senate bill No. 590, entitled "An act to authorize the city of New Rochelle to compensate John Hettinger for injury to his real property caused by the grading and completing of Horton avenue and Brooks street in said city and to authorize the issuance of certificates of indebtedness therefor" (Rec. No. 144), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That Senate bill No. 825, entitled "An act to amend chapter 160 of the Laws of 1900, entitled 'An act to incorporate the city of Cortland' relative to revising certain sections of the charter" (Rec. No. 174), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That Senate bill No. 803, entitled "An act to amend section 1 of chapter 597 of the Laws of 1902, entitled 'An act authorizing the appointment of a confidential attendant by the justices of the Supreme Court designated to the Appellate Division of the Second Department or a majority of them'" (Rec. No. 261), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 759, entitled "An act to amend the State Charities Law, in relation the State Custodial Asylum for Feeble-Minded Women at Newark" (Rec. No. 136), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 877, entitled "An act to amend the Railroad Law in relation to the incorporation and powers of railroad corporations" (Rec. No. 317), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1353, entitled "An act to amend section 85 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws'" (Int. No. 605), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1466, entitled "An act to amend the Code of Civil Procedure, in relation to the petition for voluntary dissolution of a corporation" (Int. No. 516), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1143, entitled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton' and the several acts amendatory thereof, relative to sale of lands for unpaid taxes or assessments" (Int. No. 502), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 173, entitled "An act to provide for the erection of a new armory building in the city of Oswego, N. Y., the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and buildings and the application of the proceeds to such new building, and for other purposes relative to the same" (Int. No. 173), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution returning to the Governor Assembly bill No. 126, entitled "An act to provide for the payment of office expenses and salaries of employees in the office of the State Superintendent of Elections for the Metropolitan Elections District" (Int. No. 126), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 742, entitled "An act authorizing and directing the Comptroller to readjust and resettle the accounts of certain trust companies for taxes paid under section 187-a of the Tax Law for the years ending June 30, 1901 and 1902." (Int. No. 661.)

FRANK W. HIGGINS.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1427, entitled "An act to amend an act entitled 'An act to fix the salary of the town clerk and commissioner of highways of the town of Saugerties, Ulster county.'" (Int. No. 1140.)

FRANK W. HIGGINS.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 946, entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants,' in relation to presentation of claims." (Int. No. 817.)

FRANK W. HIGGINS.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No.

1414, entitled "An act to provide a purchasing agent for the county of Schenectady, in regulating the management of said office." (Int. No. 964.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 305, entitled "An act providing for an addition to the site of the State Normal College at Albany, N. Y., and making an appropriation therefor." (Int. No. 290.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 173, entitled "An act to provide for the erection of a new armory building in the city of Oswego, N. Y., the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and buildings and the application of the proceeds to such new building, and for other purposes relative to the same." (Int. No. 173.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,

Albany, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1466, entitled "An act to amend the Code of Civil Procedure, in relation to the petition for voluntary dissolution of a corporation." (Int. No. 516.)

FRANK W. HIGGINS.

Also, the following:

State of New York—Executive Chamber,
Albany, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1353, entitled "An act to amend section 85 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws.'" (Int. No. 605.)

FRANK W. HIGGINS.

The Senate returned the bill (No. 1165, Senate reprint No. 1310) entitled "An act to grant to the city of Geneva all the interest of the people of the State of New York in certain lands formerly under the waters of Seneca lake, but which have been partially filled in, for the purpose of a public park, and to provide for acquiring interests of abutting owners" (Int. No. 967), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Geneva.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to authorize the city of Buffalo to acquire the Indian burying ground on Buffam street in the city of Buffalo for park purposes and authorizing the issue of bonds with which to pay for the same and embellishing and improving said grounds." (No. 2048, Int. No. 1448.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

"An act to amend chapter 394 of the Laws of 1895, entitled 'An act to revise the charter of the city of Oswego,' by authorizing the city of Oswego to raise funds to meet deficit in its department of works." (No. 2049, Int. No. 1449.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Oswego.

"An act to amend chapter 117 of the Laws of 1888, entitled 'An act to incorporate Post James M. Brown Memorial Hall Association, and to create a trust for the disposition of its funds and property,' relative to the name of such corporation and the use and final disposition of its funds." (No. 1284, Int. No. 718.)

"An act authorizing the towns of Louisville, Madrid and Waddington, in the county of St. Lawrence, to issue bonds for the payment of the cost of the construction of a bridge over De Grasse river, and of the costs of legal proceedings in respect to such bridge, and for certain other purposes." (No. 1897, Int. No. 1385.)

"An act to enable the county of Erie and the town of Grand Island to construct a bridge from the town of Grand Island across the east branch of Niagara river to the mainland, and to issue bonds therefor." (No. 1239, Int. No. 133.)

"An act to incorporate the Hebrew Free Loan Association." (No. 1971, Int. No. 1067.)

"An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interest of infants not in being in real property." (No. 2148, Int. No. 1184.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Rogers the House adjourned.

THURSDAY, APRIL 27, 1905.

The House met pursuant to adjournment.

Prayer by Rev. A. H. Lucas.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Patton was excused until Monday, May 1, and Mr. Wadsworth until Friday, April 28.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Agricultural Law, in relation to the licensing of persons by the Commissioner of Agriculture and the

powers and duties of such commissioner" (No. 1364, Rec. No. 427), which was read the first time and referred to the committee on agriculture.

"An act to provide for the disposal of sewage of the village of Ballston Spa, in the county of Saratoga, by construction of intercepting and trunk sewers and purification works" (No. 1248, Rec. No. 428), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Membership Corporations Law, relative to soldiers' monument corporations" (No. 1260, Rec. No. 429), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof'" (No. 1277, Rec. No. 430), which was read the first time and referred to the committee on affairs of villages.

Mr. Hornidge introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Helen K. Sheedy against the State of New York for services performed by her as stenographer in the State Department of Public Instruction during the year 1903" (Int. No. 1571), which was read the first time and referred to the committee on claims.

Mr. Wadsworth introduced a bill entitled "An act to provide for annual reports by and the examination of accounts of counties, cities of the second and third classes and villages having a population of 3,000 or more, the tabulation of comparative statistics as to the cost of maintaining the various branches of government in such municipalities and making an appropriation therefor" (Int. No. 1572), which was read the first time and referred to the committee on ways and means.

Mr. McKeown introduced a bill entitled "An act to amend the Tax Law in relation to taxable transfers of property" (Int. No. 1573), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Hammond introduced a bill entitled "An act to amend the Tax Law, in relation to the taxation of mortgages" (Int. No. 1574), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Rigby introduced a bill entitled "An act to authorize the city of Mount Vernon to contract for the elimination of grade crossings at the roadbed of the Harlem Division of the New York Central and Hudson River Railroad Company in said city and to issue bonds for payment thereof" (Int. No. 1575), which was read the first time and referred to the committee on affairs of cities.

Mr. Burns introduced a bill entitled "An act to legalize the acts of Israel Levine, a notary public" (Int. No. 1576), which was read the first time and referred to the committee on the judiciary.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to authorize the board of assessors of the city of New York to determine and allow damages sustained by owners of real property fronting upon the bridge over the Bronx river at Two Hundred and Thirty-third street in borough of the Bronx, New York city." (No. 2249, Int. No. 1553.)

"An act to extend Hickory street in the city of Utica through the lands of the State hospital at Utica, N. Y." (No. 2266, Int. No. 1375.)

"An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties." (No. 1457, Int. No. 1171.)

"An act to permit the city of New York to acquire lands in Lincoln cemetery in the borough of Brooklyn, city of New York, for highway or park purposes and to permit said cemetery to locate elsewhere." (No. 1993, Int. No. 1433.)

"An act making appropriations for the support of government." (No. 2272, Int. No. 419.)

"An act to revise the charter of the city of Johnstown." (No. 2279, Int. No. 1139.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend sections 8 and 62 of the State Finance Law, in relation to security from banks designated as depositaries of State moneys." (No. 2239, Int. No. 1542.)

"An act to provide for relaying, repairing and reconstructing a drain on the south side of the Erie canal in the village of Middleport, Niagara county, N. Y., and making an appropriation therefor." (No. 1908, Int. No. 1389.)

"An act to amend the Greater New York charter, relative to the police department." (No. 2228, Int. No. 1244.)

"An act to amend the Greater New York charter, relative to the police department." (No. 2226, Int. No. 1406.)

"An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel." (No. 2227, Int. No. 1453.)

"An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua county." (No. 2225, Int. No. 1205.)

"An act to legalize, ratify and confirm the action of the town board of the town of Stockport, in the county of Columbia, compromising and settling certain claims of James A. Haynes against said town and certain litigation with reference thereto." (No. 1112, Assembly reprint No. 2221, Rec. No. 277.)

"An act to authorize and provide for the erection and maintenance of a new public hospital in the city of New York." (No. 2224, Int. No. 1409.)

"An act providing that the police commissioner of the city of New York in his discretion may reappoint Walter M. Stafford, an ex-policeman of the city of New York, who resigned from said police department in June, 1893." (No. 2275, Int. No. 1298.)

"An act to amend chapter 736 of the Laws of 1904, entitled 'An act to amend chapter 998 of the Greater New York charter, relative to additional allowances to commissioners in condemnation proceedings.'" (No. 2245, Int. No. 1548.)

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways,' by providing for the construction thereunder of highways approved by the State Engineer, but for which money is not immediately available to pay the State's share of the cost." (No. 2223, Int. No. 975.)

"An act to amend the Penal Code, in relation to consent to marry." (No. 1272, Int. No. 1029.)

"An act in relation to jury trials in civil actions in courts of record in the county of New York." (No. 2142, Int. No. 1496.)

"An act to amend the Greater New York charter, in relation to appointment and salary of chief engineer in department of docks." (No. 2167, Int. No. 1505.)

"An act to amend the Greater New York charter, relative to the jurisdiction of actions against the city." (No. 1218, Int. No.. 1008.)

"An act to amend the Tenement House Act, relative to bakeries and fat boiling." (No. 2241, Int. No. 1544.)

"An act to amend section 1373 of the Greater New York charter relative to clerks and assistant clerks of the municipal court of the city of New York." (No. 2240, Int. No. 1543.)

"An act to legalize, ratify and confirm an assessment for a local improvement in the city of Syracuse." (No. 2274, Int. No. 1394.)

"An act to amend section 315 of the Greater New York charter, with respect to the duties of the police department and force." (No. 2222, Int. No. 1472.)

"An act to authorize the board of estimate and apportionment of the city of New York to pay the cost of acquiring title in conformity with chapter 727 of the Laws of 1896, entitled 'An act to provide for an addition to Riverside park in the city of New York.'" (No. 1711, Int. No. 1304.)

"An act to legalize and confirm the proceedings of the board of education and legal voters of union free school district No. 1 of the towns of Luzerne, Warren county, and Hadley, Saratoga county, relative to the levy of a tax payable in instalments, and the issuance and sale of certain school bonds of said district, for the purchase of a schoolhouse site and erection of a building thereon." (No. 2238, Int. No. 1541.)

"An act to amend chapter 224 of the Laws of 1905, entitled 'An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over the Gowanus canal at Hamilton avenue, borough of Brooklyn, in the city of New York.'" (No. 2277, Int. No. 1555.)

"An act to amend the Tax Law relative to the publication of lists of real property to be sold for unpaid taxes." (No. 2133, Int. No. 1487.)

"An act to release to Jennie Anderson and Alexander Anderson all the right, title and interest of the people of the State of New York, in and to certain real estate in the city of Buffalo, county of Erie and State of New York." (No. 2215, Int. No. 1535.)

"An act to amend the Forest, Fish and Game Law, in relation to taking wild fowl on Long Island." (No. 2043, Int. No. 1443.)

"An act to amend sections 534, 539, 541 and 547, of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning." (No. 2053, Int. No. 1454.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands." (No. 1140, Rec. No. 380.)

"An act to amend the Banking Law in relation to profits and losses of cooperative savings and loan associations." (No. 431, Rec. No. 342.)

"An act to amend section 374 of the Greater New York charter, relative to the clerk of the board of justices of the municipal court." (No. 1038, Rec. No. 370.)

"An act to amend the Banking Law in relation to capital and shares of cooperative savings and loan associations." (No. 1117, Rec. No. 341.)

"An act to amend the Banking Law, in relation to withdrawal of free shares of cooperative savings and loan associations." (No. 1116, Rec. No. 340.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to release to Lydia A. Spencer all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx in the city of New York, acquired by escheat or forfeiture upon the death of James Forrest." (No. 1344, Rec. No. 422.)

"An act to amend chapter 347 of the Laws of 1903, entitled 'An act to provide for annual reports by cities of the second and third class of their financial condition,' in relation to compelling the making of such reports." (No. 1177, Rec. No. 415.)

"An act to repeal chapter 629 of the Laws of 1896, entitled 'An act to close and strike from the town survey map of Kings county all that portion of East Ninety-second street lying between Avenue L and Avenue N, as the same is laid down on said map.'" (No. 1122, Rec. No. 416.)

"An act to amend section 2510 of the Code of Civil Procedure in relation to the examination of the witnesses to wills." (No. 1100, Rec. No. 405.)

"An act to amend the Greater New York charter in relation to actions to recover penalties for the violation of any law or ordinance." (No. 283, Rec. No. 61.)

"An act to amend the Forest, Fish and Game Law, relative to the protection of wild birds and their nests." (No. 1301, Rec. No. 412.)

"An act to cancel assessments for public improvements now levied and assessed against St. Paul's Reformed Episcopal Church in the borough of the Bronx, city of New York." (No. 1336, Rec. No. 425.)

"An act to amend the Military Code relating to arms, uniforms and equipments for the National Guard and Naval Militia." (No. 1340, Rec. No. 423.)

"An act authorizing the comptroller of the city of New York to annul certain assessments and taxes in said city against certain real estate owned by the congregation of Hour Jacob." (No. 1332, Rec. No. 420.)

"An act to incorporate the Hellenic Eastern Orthodox Christian Church of New York." (No. 849, Rec. No. 419.)

"An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties.'" (No. 1350, Rec. No. 414.)

"An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pesthouse, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and

the raising of money therefor by the issuing of bonds." (No. 1349, Rec. No. 413.)

"An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city.'" (No. 1286, Rec. No. 389.)

"An act to amend chapter 30 of the Laws of 1885 and the several acts amendatory thereof and supplemental thereto, including chapter 243 of the Laws of 1900, relating to improvements, including sidewalks already laid or relaid without a petition or to be laid or relaid, curbing, pavement, sewers, and assessments therefor in the village of Oneonta." (No. 1267, Rec. No. 385.)

"An act authorizing the police commissioner of the city of New York to rehear the charges upon which John C. McGee, formerly a patrolman in the police department of the said city, was dismissed from said department in the year 1902, and to reinstate him in the position formerly held by him." (No. 500, Rec. No. 424.)

"An act to amend the Primary Election Law by abolishing special enrollments in cities of the second class." (No. 440, Rec. No. 271.)

"An act to amend the Forest, Fish and Game Law in relation to a special assistant oyster protector." (No. 1346, Rec. No. 467.)

"An act to amend subdivision 7 of section 12 of the Municipal Court Act of the city of New York, relative to designation and rotation of judges." (No. 847, Rec. No. 327.)

"An act to amend the Stock Corporations Law, in relation to change of number of directors." (No. 1004, Rec. No. 390.)

"An act to amend the Stock Corporations Law, in relation to alterations or extension of business." (No. 1005, Rec. No. 321.)

"An act providing for the erection of a State armory and stable in the city of Syracuse, and making an appropriation therefor;

and for providing for the disposition of the old armory building." (No. 134, Rec. No. 382.)

"An act for the relief of National Surety Company." (No. 1353, Rec. No. 421.)

"An act to authorize the city of Buffalo to construct a storm-water drain in said city and in the village of Sloane, to issue bonds therefor, and to permit said village to discharge sewage into sewers of said city." (No. 957, Rec. No. 310.)

"An act to amend the Agricultural Law, in relation to the licensing of persons by the Commissioner of Agriculture and the powers and duties of such commissioner." (No. 1364, Rec. No. 427.)

"An act making an appropriation for continuing the restocking of the Adirondack region with wild moose." (No. 98, Rec. No. 164.)

"An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes as amended by chapter 603 of the Laws of 1904." (No. 881, Rec. No. 417.)

"An act to amend the State Charities Law relative to purchases, contracts and estimates by State charitable institutions." (No. 1334, Rec. No. 40.)

"An act to amend section 88 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws, as amended by chapter 334 of the Laws of 1894.'" (No. 1242, Rec. No. 401.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2271) entitled "An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation proceedings, injunction proceedings, special liquor tax certificates, convictions, and reports and fees of county clerks" (Int. No. 1332), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment, and that the same be reprinted as amended and re-engrossed, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately:

Page 18, line 16, after the word "issued" insert the words "under subdivision three, section eleven of the liquor tax law."

Which report was agreed to and said bill ordered reprinted as amended and re-engrossed, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2114) entitled "An act to amend chapter 193 of the Laws of 1846, entitled 'An act to incorporate the University of Buffalo,' in relation to the office of curator" (Rec. No. 101), reported in favor of the passage of the same with the following amendment, and that the same be reprinted as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported:

Strike out the title and insert a new title, to read:

"An act to abolish the office of curator of the medical department of the university of the city of Buffalo and vesting his powers and duties in the faculty of the medical department of such university."

Which report was agreed to and said bill ordered reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2226) entitled "An act to amend the Greater New York charter, relative to the police department" (Int. No. 1406), reported in favor of the passage of the same with the following amendments, and that the same be reprinted as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported:

Page 1, line 3, insert after the word "seven" the words "as reenacted by chapter four hundred and sixty-six, laws nineteen hundred and one."

Page 2, lines 2 and 3, change the word "principal" to "municipal."

Same page, line 5, change the word "its" to "each."

Same page, lines 11 and 12, change the word "continually" to "continuously."

Which report was agreed to and said bill ordered reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 645) entitled "An act to promote the preparation of the Indians of this State for citizenship and to create the office of superintendent of civic training of the Indians" (Int. No. 578), reported the same with the following amendments, and request that said bill be reprinted as amended and recommitted to said committee:

Page 2, strike out all of line 2 after the word "work;" also, strike out all of lines 3, 4, 5 and 6; also, in line 14, strike out the words "and direct."

Page 3, strike out all after line 2.

Page 4, strike out all of sections 4, 5, 6 and 8, and change number of section "7" to "3" and section "9" to "4."

Which report was agreed to and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1214) entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants,' as amended by chapter 616 of the Laws of 1900, and further amended by chapter 544 of the Laws of 1902" (Rec. No. 351), reported in favor of the passage of the same with the following amendments, and that the same be reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported:

Page 4, strike out underscored words in lines 11, 12, 13, 14, 15, 21, 22, 23, 24 and 25.

Page 6, strike out underscored words in lines 15, 16, 17 and 18.

Page 7, strike out underscored words in lines 22 and 23.

Which report was agreed to and said bill ordered reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 643) entitled "An act to provide for the payment of expenses of members of special committees of the board of supervisors of Oneida county" (Rec. No. 257), retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment, and that the same be reprinted as amended and re-engrossed, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately.

Page 2, after line 4 add the words, "The total audits as provided in this act shall not exceed the sum of one thousand dollars in any one year. If the bills audited in any year shall exceed the said sum of one thousand dollars they shall after due audit be paid pro rata and no supervisor presenting such claim as shall be paid pro rota, shall again present the same for audit."

Which report was agreed to and said bill ordered reprinted as amended and re-engrossed, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend the Railroad Law, relative to the repair of streets." (No. 2295, Int. No. 1514.)

"An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health." (No. 716, Int. No. 636.)

"An act to permit the city of New York to acquire lands in Lincoln Cemetery in the borough of Brooklyn, city of New York, for highway or park purposes, and to permit said cemetery to locate elsewhere." (No. 1993, Int. No. 1433.)

"An act to amend the Code of Civil Procedure, relating to the contents of a complaint, answer and reply." (No. 2280, Rec. No. 127.)

"An act to authorize the board of assessors of the city of New York to determine and allow damages sustained by owners of real property fronting upon the bridge over the Bronx river at Two Hundred and Thirty-third street in borough of the Bronx, New York city." (No. 2249, Int. No. 1553.)

"An act to amend the Tax Law, relative to the publication of lists of real property to be sold for unpaid taxes." (No. 2133, Int. No. 1487.)

"An act to authorize the board of estimate and apportionment of the city of New York to pay the cost of acquiring title in conformity with chapter 727 of the Laws of 1896, entitled 'An

act to provide for an addition to Riverside Park in the city of New York.'" (No. 1711, Int. No. 1304.)

"An act to amend the Penal Code, in relation to consent to marry." (No. 1272, Int. No. 1029.)

"An act to revise the charter of the city of Johnstown." (No. 2279, Int. No. 1137.)

"An act to amend sections 8 and 62 of the State Finance Law, in relation to security from banks designated as depositories of State moneys." (No. 2239, Int. No. 1542.)

"An act to release to Jennie Anderson and Alexander Anderson all the right, title and interest of the people of the State of New York in and to certain real estate in the city of Buffalo, county of Erie and State of New York." (No. 2215, Int. No. 1535.)

"An act to amend chapter 224 of the Laws of 1905, entitled 'An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over the Gowanus canal at Hamilton avenue, borough of Brooklyn, in the city of New York." (No. 2277, Int. No. 1555.)

"An act to amend section 1373 of the Greater New York charter relative to clerks and assistant clerks of the municipal court of the city of New York." (No. 2240, Int. No. 1543.)

"An act to amend the Greater New York charter, in relation to the purchase of supplies for the various departments of the city of New York." (No. 2163, Int. No. 1501.)

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways,' by providing for the construction thereunder of highways approved by the State Engineer, but for which money is not immediately available to pay the State's share of the cost." (No. 2223, Int. No. 975.)

"An act to amend the Greater New York charter, relative to the police department." (No. 2226, Int. No. 1406.)

"An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not

to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel." (No. 2227, Int. No. 1453.)

"An act to amend section 315 of the Greater New York charter, with respect to the duties of the police department and force." (No. 2222, Int. No. 1472.)

"An act to amend the Greater New York charter, in relation to appointment and salary of chief engineer in department of docks." (No. 2167, Int. No. 1505.)

"An act to amend chapter 736 of the Laws of 1904, entitled 'An act to amend chapter 998 of the Greater New York charter, relative to additional allowances to commissioners in condemnation proceedings.'" (No. 2245, Int. No. 1548.)

"An act providing that the police commissioner of the city of New York in his discretion may reappoint Walter M. Stafford, an ex-policeman of the city of New York, who resigned from said police department in June, 1893." (No. 2275, Int. No. 1298.)

"An act to authorize and provide for the erection and maintenance of a new public hospital in the city of New York." (No. 2224, Int. No. 1409.)

"An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua county." (No. 2225, Int. No. 1205.)

"An act to permit the city of New York to acquire lands in Lincoln Cemetery in the borough of Brooklyn, city of New York, for highway or park purposes, and to permit said cemetery to locate elsewhere." (No. 1993, Int. No. 1433.)

"An act to amend the Greater New York charter, relative to the police department." (No. 2228, Int. No. 1244.)

"An act to amend the Greater New York charter, relative to the jurisdiction of actions against the city." (No. 1218, Int. No. 1008.)

"An act to amend the Forest, Fish and Game Law, in relation to taking wild fowl on Long Island." (No. 2043, Int. No. 1443.)

"An act to amend the Tenement House Act, relative to bakeries and fat boiling." (No. 2241, Int. No. 1544.)

Mr. Speaker announced the special order, being the bill (No. 2163) entitled "An act to amend the Greater New York charter, in relation to the purchase of supplies for the various departments of the city of New York." (Int. No. 1501.)

On motion of Mr. McManus, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 2

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Smith R H
Allen F E	Cox	Hooper	Phillips	Standart
Allen J G	Cunningham	Hubbs	Plank	Stanley
Anderson	Dodd	Hurd	Platt	Steele
Apgar	Donovan	Kavanaugh	Pratt	Stevens
Bass	Dowling	La Fetra	Prentice	Sullivan
Becker	Ellis	La Rue	Prince	Thompson G F
Bedell	Evans	Leggett	Quinn	Thompson J A
Beebe	Everett	Lewis	Reeve	Thonet
Beihilf	Fish	Machacek	Reilly	Tompkins
Bisland	Foelker	Maier	Rigby	Waddell
Brady	Foster	Malloy	Rosenstein	Wade
Brooks	Francisco	Mathews T F	Salomon	Wagner
Burnett	Freidel	Matthews C R	Sammon	Wadsworth
Burns	Gardner	McKeown	Santee	Wedemeyer
Byrne	Gates	McManus	Schoeneck	West
Cadin	Grady	Mead	Scovill	Wemple
Cahn	Grattan	Miller	Shanahan	Whitney F G
Callahan	Gray	Monroe	Sheehy	Wiegand
Carrier	Gurnett	Moreland	Sheldon	Wilsnack
Caughlan	Hackett	Newton	Sherry	Wilson
Charles E E	Hammond	Nugent	Shuttleworth	Wolf
Charles W B	Hanford	Ogden	Slocum	Wood F C
Cooke	Hapeman	Palmer	Smith A P	Wood F X
Coon	Hartman	Parker	Smith J E	Yale
Cotton	Hastings	Patton	Smith J T	Young
Coutant				

Those who voted in the negative were:

Fuller	Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2141) entitled "An act to repeal subdivision 4 of section 17 of chapter 523 of the Laws of 1890, entitled 'An act in relation to the office of sheriff of the city and county of New York.'" (Int. No. 1495.)

On motion of Mr. Tompkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 31
NOES 61

Those who voted in the affirmative were:

Allen J G	Gray	Newton	Santee	Thompson G F
Bedell	Hartman	Patton	Slocum	Tompkins
Burnett	Hooker	Pratt	Smith J T	Wade
Cotton	La Rue	Prentice	Smith R H	Wainwright
Cowan	Maier	Rigby	Stanley	West
Cox	Monroe	Rogers	Stevens	Whitney G H
Evans				

Those who voted in the negative were:

Anderson	Callahan	Hackett	Platt	Smith A E
Bass	Carrier	Hastings	Prince	Smith J E
Becker	Caughlan	Hubbs	Reeve	Tenjost
Beebe	Cooke	Hurd	Reilly	Thonet
Beihilf	Coon	Kavanaugh	Rosenstein	Waddell
Bird	Dale	Knapp	Salomon	Wiegand
Brady	Dodd	Malloy	Sammon	Wilsnack
Brooks	Donovan	Mathews T F	Shanahan	Wilson
Burns	Fitzsimons	McManus	Sheldon	Wolf
Burzynski	Foelker	Murphy	Sherry	Wood F C
Byrne	Gates	Nugent	Shuttleworth	Wood F X
Cadin	Grattan	Phillips	Smith A P	Yale
Cahn				

Mr. Tompkins moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 1376) entitled "An act to amend the Code of Civil Procedure with reference to proceedings before trial in counties in which Supreme Court Commissioners have been appointed by adding thereto a new section, to be known as section 720-a." (Int. No. 1117.)

Said bill having been announced for a second reading,

On motion of Mr. Wainwright, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker in the chair.

Mr. Speaker announced the special order, being the Senate bill (No. 1254) entitled "An act to amend section 74 of the Greater New York charter with respect to the powers of the board of aldermen and the board of estimate and apportionment." (Rec. No. 361.)

On motion of Mr. Prentice, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84
NOES 37

Those who voted in the affirmative were:

Allen F E	Cunningham	Kavanaugh	Prentice	Tenjost
Allen J G	Dowling	La Rue	Reeve	Thompson G F
Bass	Etzel	Leggett	Rigby	Thonet
Becker	Evans	Lewis	Rogers	Waddell
Bedell	Foster	Maier	Santee	Wade
Beebe	Freidel	Matthews C R	Schoeneck	Wainwright
Beihilf	Fuller	Miller	Scovill	West
Bisland	Gardner	Moreland	Sheldon	Wemple
Brady	Gates	Murphy	Shuttleworth	Whitney F G
Burnett	Grattan	Newton	Slocum	Whitney G H
Cadin	Gray	Ogden	Smith A P	Wilsnack

Callahan	Hammond	Parker	Smith J E	Wilson
Carrier	Hartman	Patton	Smith J T	Wood F C
Charles W B	Hastings	Phillips	Standart	Wood F X
Coon	Hooker	Plank	Stanley	Yale
Cowan	Hubbs	Platt	Steele	Young
Cox	Hurd	Pratt	Stevens	

Those who voted in the negative were:

Anderson	Dodd	Mathews T F	Rosenstein	Sullivan
Bird	Ellis	McManus	Salomon	Thompson J A
Burns	Fitzsimons	Nugent	Sammon	Tompkins
Burzynski	Gurnett	Palmer	Shanahan	Wagner
Cahn	Hackett	Pendry	Sherry	Wedemeyer
Cooke	Hornidge	Prince	Smith A E	Wiegand
Cotton	La Fetra	Quinn	Smith R H	Wolf
Dale	Mailoy			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 284) entitled "An act to amend chapter 580 of the Laws of 1902, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to actions brought to recover a penalty or penalties for the violation of any laws or ordinance." (Rec. No. 47.)

Said bill having been announced for a second reading,

On motion of Mr. Prentice, said bill was laid aside and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2131) entitled "An act to provide for a commissioner of records of the county of New York." (Int. No. 1485.)

Said bill having been announced for a third reading,

On motion of Mr. Beihilf, said bill was laid aside, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2272) entitled "An act making appropriations for the support of government." (Int. No. 419.)

Mr. Palmer moved that said bill be recommitted to the committee on ways and means, with instructions to report the same forthwith amended as follows:

Page 57, strike out lines 24, 25 and 26, and on page 58 strike out all of page down to and including line 14.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Parker	Smith R H
Allen F E	Coutant	Hastings	Patton	Standart
Allen J G	Cox	Hooker	Pendry	Stanley
Anderson	Cunningham	Hooper	Perry	Stevens
Apgar	Dale	Hornidge	Phillips	Sullivan
Bass	Donovan	Hubbs	Platt	Tenjost
Becker	Dowling	Hurd	Pratt	Thompson G F
Bedell	Ellis	Knapp	Prentice	Thompson J A
Beebe	Etzel	La Fetra	Prince	Thonet
Beihilf	Evans	Leggett	Reeve	Waddell
Bird	Everett	Lewis	Reilly	Wade
Bisland	Fish	Maier	Rogers	Wagner
Brady	Fitzsimons	Malloy	Rosenstein	Wadsworth
Brooks	Foelker	Mathews T F	Salomon	Wainwright
Burnett	Foster	Matthews C R	Sammon	West
Burns	Francisco	McKeown	Santee	Wemple
Burzynski	Freidel	McManus	Scovill	Whitney F G
Byrne	Fuller	Merritt	Shanahan	Whitney G H
Cadin	Gardner	Monroe	Sheehy	Wilsnack
Cahn	Gates	Moreland	Sherry	Wilson
Callahan	Grattan	Newton	Shuttleworth	Wolf
Caughlan	Gray	Nugent	Slocum	Wood F C
Charles E E	Gurnett	Ogden	Smith A P	Wood F X
Charles W B	Hackett	O'Neill	Smith J E	Yale
Cooke	Hammond	Palmer	Smith J T	Young
Coon	Hanford			

Ordered, That the Clerk deliver said bill to the Senate, with a message that the Assembly have agreed to the report of the conference committee thereon.

Mr. Speaker announced the special order, being the bill (No. 2279) entitled "An act to revise the charter of the city of Johnstown." (Int. No. 1137.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith A E
Allen F E	Cox	Hooker	Pendry	Smith J E
Allen J G	Cunningham	Hooper	Perry	Smith R H
Anderson	Dale	Hubbs	Phillips	Standart
Apgar	Dodd	Kavanaugh	Plank	Stanley
Becker	Donovan	Knapp	Platt	Steele
Bedell	Dowling	La Fetra	Pratt	Stevens
Beebe	Ellis	La Rue	Prentice	Thompson G F
Beihilf	Etzel	Leggett	Prince	Thompson J A
Bird	Everett	Lewis	Reeve	Thonet
Bisland	Fish	Machacek	Reilly	Waddell
Brady	Fitzsimons	Maier	Rigby	Wade
Brooks	Foelker	Malloy	Rogers	Wadsworth
Burnett	Foster	Mathews T F	Rosenstein	Wainwright
Burns	Francisco	Matthews C R	Salomon	Wedemeyer
Burzynski	Freidel	McKeown	Sammon	Wemple
Byrne	Fuller	McManus	Santee	Whitney F G
Cadin	Gardner	Mead	Schoeneck	Whitney G H
Cahn	Gates	Miller	Scovill	Wiegand
Callahan	Grady	Monroe	Shanahan	Wilsnack
Carrier	Grattan	Murphy	Sheehy	Wilson
Caughlan	Gray	Newton	Sheldon	Wolf
Charles E E	Gurnett	Nugent	Sherry	Wood F C
Cooke	Hackett	Ogden	Shuttleworth	Wood F X
Coon	Hammond	O'Neill	Slocum	Yale
Cotton	Hanford	Palmer	Smith A P	Young
Coutant	Hartman	Parker		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2249) entitled "An act to authorize the board of assessors of the city of New York to determine and allow damages sustained by owners of real property fronting upon the bridge over the Bronx river at Two Hundred and Thirty-third street in borough of the Bronx, New York city." (Int. No. 1553.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Pendry	Smith J T
Allen F E	Dale	Hubbs	Perry	Smith R H
Allen J G	Donovan	Hurd	Phillips	Stanley
Anderson	Dowling	Kavanaugh	Plank	Steele
Apgar	Ellis	Knapp	Platt	Stevens
Bass	Evans	La Fetra	Pratt	Tenjost
Bedell	Everett	La Rue	Prentice	Thompson G F
Beebe	Fish	Leggett	Prince	Thompson J A
Beihilf	Fitzsimons	Lewis	Quinn	Tompkins
Bird	Foster	Machacek	Reeve	Waddell
Bisland	Francisco	Maier	Reilly	Wade
Brady	Freidel	Malloy	Rogers	Wadsworth
Brooks	Fuller	Mathews T F	Rosenstein	Wainwright
Burnett	Gardner	Matthews C R	Salomon	Wedemeyer
Burzynski	Gates	McKeown	Sammon	West
Byrne	Grady	McManus	Santee	Wemple
Cadin	Grattan	Merritt	Schoeneck	Whitney F G
Cahn	Gray	Miller	Scovill	Whitney G H
Callahan	Gurnett	Moreland	Shanahan	Wilsnack
Caughlan	Hackett	Newton	Sheehy	Wilson
Charles E E	Hammond	Nugent	Sherry	Wolf
Charles W B	Hanford	O'Neill	Shuttleworth	Wood F C
Coon	Hartman	Palmer	Slocum	Wood F X
Cotton	Hastings	Parker	Smith A P	Yale
Coutant	Hooker	Patton	Smith J E	Young
Cowan	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2266) entitled "An act to extend Hickory street in the city of Utica through the lands of the State Hospital at Utica, N. Y." (Int. No. 1375.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Patton	Smith A E
Allen F E	Cox	Hooper	Pendry	Smith J E
Allen J G	Cunningham	Hornidge	Perry	Smith R H
Anderson	Dodd	Hubbs	Phillips	Standart
Bass	Donovan	Kavanaugh	Plank	Stanley
Becker	Dowling	Knapp	Platt	Stevens
Bedell	Etzel	La Fetra	Pratt	Sullivan
Beebe	Evans	La Rue	Prentice	Tenjost
Beihilf	Everett	Lewis	Prince	Thompson J A
Bisland	Fitzsimons	Machacek	Quinn	Thonet
Brady	Foelker	Maier	Reeve	Waddell
Brooks	Foster	Malloy	Reilly	Wade
Burnett	Francisco	Mathews T F	Rigby	Wadsworth
Burzynski	Freidel	Matthews C R	Rogers	Wainwright
Byrne	Fuller	McKeown	Rosenstein	Wedemeyer
Cadin	Gardner	McManus	Sammon	Wemple
Cahn	Gates	Merritt	Santee	Whitney F G
Callahan	Grady	Miller	Schoeneck	Whitney G H
Carrier	Grattan	Moreland	Scovill	Wilsnack
Caughlan	Gray	Murphy	Shanahan	Wilson
Charles E E	Gurnett	Nugent	Sheehy	Wolf
Charles W B	Hackett	Ogden	Sheldon	Wood F C
Cooke	Hammond	O'Neill	Sherry	Wood F X
Coon	Hanford	Palmer	Shuttleworth	Yale
Coutant	Hartman	Parker	Smith A P	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1457) entitled "An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties." (Int. No. 1171.)

On motion of Mr. Wilsnack, and by unanimous consent, said bill was ordered placed on the third reading calendar for Friday next.

Mr. Speaker announced the special order, being the bill (No. 1993) entitled "An act to permit the city of New York to acquire lands in Lincoln Cemetery in the borough of Brooklyn, city of New York, for highway or park purposes and to permit said cemetery to locate elsewhere." (Int. No. 1433.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	Ogden	Smith J E
Allen F E	Coutant	Hartman	Palmer	Smith J T
Allen J G	Cox	Hooker	Parker	Smith R H
Anderson	Cunningham	Hooper	Patton	Standart
Apgar	Dale	Hornidge	Pendry	Steele
Bass	Dodd	Hurd	Perry	Stevens
Becker	Donovan	Kavanaugh	Phillips	Tenjost
Bedell	Dowling	La Fetra	Platt	Thompson G F
Beebe	Ellis	La Rue	Pratt	Thonet
Beihilf	Etzel	Leggett	Prentice	Waddell
Bird	Everett	Lewis	Quinn	Wagner
Bisland	Fish	Machacek	Reeve	Wainwright
Brady	Fitzsimons	Maier	Reilly	Wedemeyer
Brooks	Foster	Malloy	Rogers	West
Burns	Francisco	Matthews C R	Rosenstein	Wemple
Burzynski	Freidel	McKeown	Sammon	Whitney G H
Byrne	Gardner	McManus	Santee	Wiegand
Cadin	Gates	Mead	Scovill	Wilsnack
Callahan	Grady	Merritt	Shanahan	Wolf
Carrier	Grattan	Miller	Sheldon	Wood F C
Caughlan	Gray	Monroe	Sherry	Wood F X
Charles W B	Gurnett	Moreland	Slocum	Yale
Cooke	Hackett	Newton	Smith A P	Young
Coon	Hammond	Nugent		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1038) entitled "An act to amend section 374 of the Greater New York charter relative to the clerk of the board of justices of the municipal court." (Rec. No. 370.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hornidge	Parker	Smith R H
Allen F E	Cox	Hubbs	Patton	Standart
Allen J G	Cunningham	Kavanaugh	Pendry	Steele
Anderson	Dodd	Knapp	Perry	Stevens
Apgar	Dowling	La Fetra	Phillips	Sullivan
Bass	Etzel	La Rue	Plank	Thompson G F
Becker	Evans	Leggett	Pratt	Thompson J A
Beebe	Fish	Lewis	Prentice	Thonet
Beihilf	Fitzsimons	Machacek	Quinn	Tompkins
Bird	Foelker	Maier	Reeve	Wade
Bisland	Foster	Malloy	Rigby	Wagner
Brady	Francisco	Mathews T F	Rogers	Wadsworth
Brooks	Fuller	Matthews C R	Salomon	Wainwright
Burnett	Gardner	McKeown	Santee	West
Burzynski	Grady	McManus	Schoeneck	Wemple
Byrne	Grattan	Mead	Scovill	Whitney F G
Cadin	Gray	Merritt	Sheehy	Wiegand
Callahan	Gurnett	Monroe	Sheldon	Wilsnack
Carrier	Hackett	Moreland	Shuttleworth	Wilson
Caughlan	Hanford	Murphy	Slocum	Wood F C
Charles E E	Hapeman	Nugent	Smith A P	Wood F X
Charles W B	Hartman	Ogden	Smith J E	Yale
Coon	Hooker	O'Neill	Smith J T	Young
Cotton	Hooper	Palmer		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1140) entitled "An act to repeal section 51 of the Public Lands Law, relating to preferences to original owners on sales of abandoned canal lands." (Rec. No. 380.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Pendry	Stanley
Allen F E	Cunningham	Hornidge	Perry	Steele
Allen J G	Dale	Hubbs	Phillips	Stevens
Anderson	Dodd	Hurd	Platt	Tenjost

Bass	Donovan	Kavanaugh	Pratt	Thompson G F
Becker	Dowling	La Fetra	Prentice	Thompson J A
Bedell	Ellis	La Rue	Prince	Thonet
Beebe	Etzel	Leggett	Reeve	Tompkins
Beihilf	Everett	Lewis	Reilly	Waddell
Bisland	Fish	Machacek	Rigby	Wade
Brady	Fitzsimons	Maier	Rogers	Wagner
Brooks	Foelker	Malloy	Rosenstein	Wadsworth
Burnett	Foster	Mathews T F	Sammon	Wainwright
Burns	Freidel	Matthews C R	Santee	Wedemeyer
Burzynski	Fuller	McKeown	Schoeneck	West
Cadin	Gardner	McManus	Shanahan	Wemple
Cahn	Gates	Merritt	Sheehy	Whitney F G
Callahan	Grattan	Monroe	Sherry	Whitney G H
Carrier	Gray	Moreland	Shuttleworth	Wilsnack
Caughlan	Hackett	Newton	Slocum	Wilson
Charles E E	Hammond	Nugent	Smith A E	Wolf
Charles W B	Hanford	Ogden	Smith J E	Wood F C
Cooke	Hapeman	Palmer	Smith J T	Wood F X
Cotton	Hartman	Parker	Smith R H	Yale
Coutant	Hastings	Patton	Standart	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1117) entitled "An act to amend the Banking Law in relation to capital and shares of cooperative savings and loan associations." (Rec. No. 341.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Dowling	Kavanaugh	Plank	Steele
Allen F E	Ellis	Knapp	Platt	Stevens
Allen J G	Etzel	La Fetra	Pratt	Sullivan
Anderson	Everett	La Rue	Prentice	Tenjost
Apgar	Fish	Leggett	Prince	Thompson J A
Bass	Fitzsimons	Lewis	Quinn	Thonet
Becker	Foelker	Machacek	Reeve	Tompkins
Beebe	Francisco	Maier	Reilly	Waddell

Beihilf	Freidel	Malloy	Rogers	Wade
Bisland	Fuller	Mathews T F	Rosenstein	Wagner
Brady	Gardner	Matthews C R	Salomon	Wadsworth
Burnett	Gates	McKeown	Santee	Wainwright
Burns	Grady	McManus	Schoeneck	Wedemeyer
Byrne	Grattan	Merritt	Scovill	West
Cahn	Gray	Miller	Shanahan	Wemple
Carrier	Gurnett	Moreland	Sheldon	Whitney F G
Caughlan	Hackett	Murphy	Sherry	Whitney G H
Charles W B	Hammond	Nugent	Shuttleworth	Wiegand
Coon	Hanford	Ogden	Slocum	Wilsnack
Coutant	Hapeman	Palmer	Smith A P	Wilson
Cowan	Hartman	Parker	Smith A E	Wolf
Cox	Hastings	Patton	Smith J T	Wood F C
Cunningham	Hooper	Pendry	Smith R H	Wood F X
Dodd	Hornidge	Perry	Standart	Yale
Donovan	Hubbs	Phillips	Stanley	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1116) entitled "An act to amend the Banking Law, in relation to withdrawal of free shares of cooperative savings and loan associations." (Rec. No. 340.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	Parker	Smith J T
Allen F E	Coutant	Hartman	Patton	Standart
Allen J G	Cowan	Hastings	Pendry	Stanley
Anderson	Cox	Hooker	Perry	Steele
Apgar	Cunningham	Hooper	Phillips	Stevens
Bass	Dale	Hornidge	Plank	Tenjost
Becker	Dodd	Hubbs	Pratt	Thonet
Bedell	Donovan	Hurd	Prentice	Waddell
Beebe	Dowling	Knapp	Quinn	Wade
Beihilf	Ellis	La Fetra	Reeve	Wagner
Bird	Evans	Leggett	Reilly	Wadsworth
Bisland	Everett	Lewis	Rigby	Wainwright
Brady	Fish	Machacek	Rosenstein	Wedemeyer
Burnett	Foelker	Malloy	Salomon	West

Burns	Foster	Mathews T F	Santee	Wemple
Burzynski	Francisco	Matthews C R	Schoeneck	Whitney F G
Byrne	Fuller	McKeown	Scovill	Whitney G H
Cadin	Gardner	McManus	Sheehy	Wiegand
Cahn	Gates	Merritt	Sheldon	Wilson
Callahan	Grady	Miller	Sherry	Wolf
Carrier	Grattan	Monroe	Shuttleworth	Wood F C
Caughlan	Gray	Murphy	Smith A P	Wood F X
Charles E F	Hackett	Nugent	Smith A E	Yale
Charles W B	Hammond	Ogden	Smith J E	Young
Cooke	Hanford	Palmer		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2239) entitled "An act to amend sections 8 and 62 of the State Finance Law, in relation to security from banks designated as depositories of State moneys." (Int. No. 1542.)

On motion of Mr. Rogers, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Stanley
Allen F E	Cox	Hornidge	Perry	Steele
Allen J G	Cunningham	Hubbs	Phillips	Stevens
Anderson	Dodd	Hurd	Plank	Sullivan
Apgar	Donovan	Kavanaugh	Platt	Tenjost
Bass	Dowling	Knapp	Prentice	Thompson G F
Becker	Ellis	La Fetra	Prince	Thompson J A
Bedell	Etzel	La Rue	Quinn	Thonet
Beebe	Evans	Leggett	Reilly	Tompkins
Beihilf	Everett	Machacek	Rigby	Waddell
Bird	Fish	Malloy	Rogers	Wade
Bisland	Foelker	Mathews T F	Rosenstein	Wagner
Brady	Foster	Matthews C R	Sammon	Wadsworth
Brooks	Francisco	McKeown	Santee	Wainwright
Burnett	Freidel	McManus	Schoeneck	West
Burns	Fuller	Mead	Scovill	Wemple
Burzynski	Gardner	Miller	Shanahan	Whitney F G
Cadin	Grady	Monroe	Sheehy	Whitney G H

Cahn	Gray	Moreland	Sheldon	Wiegand
Callahan	Gurnett	Murphy	Sherry	Wilsnack
Carrier	Hackett	Newton	Shuttleworth	Wilson
Caughlan	Hammond	Ogden	Slocum	Wolf
Charles E E	Hanford	O'Neill	Smith A E	Wood F C
Cooke	Hartman	Palmer	Smith J E	Wood F X
Coon	Hastings	Parker	Smith J T	Yale
Cotton	Hooker	Patton	Smith R H	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1908) entitled "An act to provide for relaying, repairing and reconstructing a drain on the south side of the Erie canal in the village of Middleport, Niagara county, N. Y., and making an appropriation therefor." (Int. No. 1389.)

On motion of Mr. G. F. Thompson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hooker	Patton	Smith A E
Allen F E	Coutant	Hooper	Pendry	Smith J E
Allen J G	Cowan	Hornidge	Perry	Smith R H
Anderson	Cunningham	Hubbs	Phillips	Standart
Apgar	Dale	Hurd	Plank	Steele
Bass	Dodd	Kavanaugh	Pratt	Stevens
Becker	Donovan	La Fetra	Prentice	Tenjost
Bedell	Dowling	La Rue	Prince	Thompson G F
Beebe	Ellis	Leggett	Quinn	Thompson J A
Beihilf	Evans	Machacek	Reeve	Thonet
Bird	Everett	Maier	Rigby	Tompkins
Bisland	Fitzsimons	Malloy	Rogers	Waddell
Brady	Foelker	Mathews T F	Rosenstein	Wagner
Brooks	Foster	Matthews C R	Salomon	Wadsworth
Burnett	Freidel	McKeown	Sammon	Wainwright
Burns	Fuller	McManus	Santee	West
Burzynski	Gardner	Mead	Schoeneck	Wemple
Byrne	Grady	Miller	Scovill	Whitney F G

Cadin	Grattan	Monroe	Shanahan	Wiegand
Cahn	Gray	Moreland	Sheehy	Wilsnack
Callahan	Hackett	Newton	Sheldon	Wolf
Carrier	Hammond	Nugent	Sherry	Wood F C
Caughlan	Hanford	Ogden	Shuttleworth	Wood F X
Charles E E	Hapeman	O'Neill	Slocum	Yale
Cooke	Hartman	Palmer	Smith A P	Young
Coon	Hastings	Parker		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2043) entitled "An act to amend the Forest, Fish and Game Law, in relation to taking wild fowl on Long Island." (Int. No. 1443.)

On motion of Mr. Hubbs, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 90
NOES 21

Those who voted in the affirmative were:

Allen F E	Dowling	Hurd	Platt	Steele
Allen J G	Ellis	Leggett	Pratt	Stevens
Bass	Etzel	Maier	Prentice	Sullivan
Becker	Evans	Mathews T F	Quinn	Tenjost
Beebe	Fish	Matthews C R	Reeve	Thompson G F
Beihilf	Foelker	McKeown	Rigby	Thonet
Bisland	Freidel	Miller	Rogers	Waddell
Brooks	Gardner	Monroe	Salomon	Wade
Burnett	Gates	Moreland	Santee	Wainwright
Burzynski	Grattan	Murphy	Sheldon	Wedemeyer
Cadin	Gray	Newton	Sherry	West
Carrier	Gurnett	Ogden	Shuttleworth	Wemple
Caughlan	Hammond	Parker	Slocum	Wilsnack
Coon	Hartman	Patton	Smith A P	Wilson
Cotton	Hastings	Pendry	Smith J E	Wolf
Cowan	Hooker	Perry	Smith J T	Wood F X
Cox	Hornidge	Phillips	Standart	Yale
Cunningham	Hubbs	Plank	Stanley	Young

Those who voted in the negative were:

Anderson	Donovan	Kavanaugh	Malloy	Tompkins
Bird	Foster	La Fetra	Prince	Whitney G H
Cahn	Fuller	La Rue	Rosenstein	Wiegand
Charles W B	Hackett	Lewis	Sammon	Wood F C
Cooke				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2053) entitled "An act to amend sections 534, 539, 541 and 547 of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning." (Int. No. 1454.)

On motion of Mr. Prentice, said bill was recommitted to the committee on revision, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2133) entitled "An act to amend the Tax Law, relative to the publication of lists of real property to be sold for unpaid taxes." (Int. No. 1487.)

On motion of Mr. Miller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Parker	Smith J T
Allen F E	Cunningham	Hooker	Patton	Smith R H
Allen J G	Dale	Hooper	Pendry	Stanley
Apgar	Dodd	Hornidge	Perry	Steele
Bass	Donovan	Hubbs	Phillips	Stevens
Becker	Ellis	Hurd	Plank	Sullivan
Bedell	Etzel	Kavanaugh	Platt	Tenjost
Beebe	Evans	Knapp	Pratt	Thompson G F
Beihilf	Everett	La Fetra	Prentice	Thompson J A
Bird	Fish	La Rue	Prince	Thonet
Brady	Fitzsimons	Leggett	Reeve	Tompkins
Brooks	Foelker	Lewis	Reilly	Waddell
Burnett	Foster	Machacek	Rigby	Wade
Burns	Francisco	Malloy	Rogers	Wagner
Burzynski	Freidel	Mathews T F	Rosenstein	Wainwright
Cadin	Fuller	Matthews C R	Salomon	Wedemeyer

Cahn	Gardner	McKeown	Sammon	West
Callahan	Gates	McManus	Santee	Whitney F G
Carrier	Grady	Mead	Schoeneck	Whitney G H
Caughlan	Grattan	Merritt	Scovill	Wilsnack
Charles E E	Gray	Miller	Sheehy	Wilson
Charles W B	Gurnett	Moreland	Sheldon	Wolf
Cooke	Hackett	Murphy	Sherry	Wood F C
Coon	Hammond	Newton	Shuttleworth	Wood F X
Cotton	Hanford	Ogden	Slocum	Yale
Coutant	Hapeman	O'Neill	Smith A P	Young
Cowan	Hartman	Palmer	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2215) entitled "An act to release to Jennie Anderson and Alexander Anderson all the right, title and interest of the people of the State of New York in and to certain real estate in the city of Buffalo, county of Erie and State of New York." (Int. No. 1535.)

On motion of Mr. Cox, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Patton	Smith J T
Allen F E	Cunningham	Hooper	Pendry	Standart
Allen J G	Dale	Hornidge	Perry	Stanley
Anderson	Dodd	Hurd	Phillips	Steele
Apgar	Donovan	Kavanaugh	Plank	Stevens
Bass	Dowling	Knapp	Platt	Sullivan
Bedell	Ellis	La Fetra	Pratt	Tenjost
Beebe	Etzel	La Rue	Prentice	Thompson G F
Beihilf	Evans	Leggett	Quinn	Thompson J A
Bird	Everett	Lewis	Reeve	Tompkins
Bisland	Fitzsimons	Maier	Reilly	Waddell
Brady	Foelker	Malloy	Rigby	Wade
Brooks	Foster	Mathews T F	Rogers	Wadsworth
Burnett	Francisco	Matthews C R	Rosenstein	Wainwright

Burns	Freidel	McKeown	Salomon	Wedemeyer
Burzynski	Fuller	McManus	Sammon	West
Byrne	Gardner	Merritt	Santee	Whitney F G
Cadin	Gates	Miller	Schoeneck	Whitney G H
Cahn	Grady	Monroe	Scovill	Wiegand
Carrier	Grattan	Murphy	Sheehy	Wilsnack
Caughlan	Gray	Newton	Sheldon	Wilson
Charles E E	Gurnett	Nugent	Sherry	Wolf
Charles W B	Hackett	Ogden	Shuttleworth	Wood F C
Cooke	Hammond	O'Neill	Slocum	Wood F X
Coon	Hanford	Palmer	Smith A E	Yale
Cotton	Hartman	Parker	Smith J E	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2238) entitled "An act to legalize and confirm the proceedings of the board of education and legal voters of union free school district No. 1 of the towns of Luzerne, Warren county, and Hadley, Saratoga county, relative to the levy of a tax payable in installments, and the issuance and sale of certain school bonds of said district, for the purchase of a schoolhouse site and erection of a building thereon." (Int. No. 1541.)

On motion of Mr. Waddell, and by unanimous consent, said bill was ordered placed on the second reading calendar for Friday next.

Mr. Speaker announced the special order, being the bill (No. 2277) entitled "An act to amend chapter 224 of the Laws of 1905, entitled 'An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over the Gowanus canal at Hamilton avenue, borough of Brooklyn, in the city of New York.'" (Int. No. 1555.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Palmer	Smith J T
Allen F E	Cox	Hartman	Patton	Smith R H
Anderson	Cunningham	Hastings	Pendry	Standart
Apgar	Dale	Hooker	Perry	Stanley
Bass	Dodd	Hooper	Phillips	Stevens
Bedell	Donovan	Hubbs	Plank	Sullivan
Beebe	Dowling	Hurd	Platt	Tenjost
Beihilf	Ellis	Kavanaugh	Prentice	Thompson J A
Bisland	Etzel	Knapp	Prince	Thonet
Brady	Evans	La Fetra	Quinn	Waddell
Brooks	Everett	Leggett	Reilly	Wade
Burnett	Fish	Lewis	Rigby	Wagner
Burns	Fitzsimons	Machacek	Rogers	Wainwright
Burzynski	Foelker	Malloy	Rosenstein	Wedemeyer
Byrne	Foster	Mathews T F	Salomon	West
Cadin	Francisco	Matthews C R	Santee	Whitney F G
Callahan	Freidel	McKeown	Schoeneck	Whitney G H
Carrier	Fuller	McManus	Shanahan	Wiegand
Caughlan	Gardner	Mead	Sheehy	Wilsnack
Charles E E	Grady	Merritt	Sherry	Wilson
Charles W B	Grattan	Monroe	Shuttleworth	Wood F C
Cooke	Gray	Murphy	Smith A P	Wood F X
Coon	Gurnett	Newton	Smith A E	Yale
Cotton	Hackett	Ogden	Smith J E	Young
Coutant	Hammond	O'Neill		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2222) entitled "An act to amend section 315 of the Greater New York charter, with respect to the duties of the police department and force." (Int. No. 1472.)

On motion of Mr. Tompkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Patton	Standart
Allen F E	Dale	Hooper	Pendry	Stanley
Allen J G	Donovan	Hornidge	Perry	Steele
Anderson	Dowling	Hubbs	Phillips	Stevens
Bass	Ellis	Hurd	Platt	Tenjost
Becker	Etzel	Kavanaugh	Pratt	Thompson G F
Bedell	Evans	Knapp	Prentice	Thompson J A
Beihilf	Everett	La Rue	Prince	Thonet
Bird	Fish	Leggett	Quinn	Tompkins
Bisland	Fitzsimons	Lewis	Reeve	Waddell
Brady	Foelker	Machacek	Rigby	Wagner
Brooks	Foster	Malloy	Rogers	Wadsworth
Burnett	Francisco	Mathews T F	Rosenstein	Wainwright
Burns	Freidel	Matthews C R	Salomon	West
Byrne	Fuller	McKeown	Santee	Wemple
Cadin	Gardner	McManus	Schoeneck	Whitney F G
Cahn	Gates	Mead	Scovill	Whitney G H
Carrier	Grady	Merritt	Sheehy	Wiegand
Caughlan	Grattan	Monroe	Sheldon	Wilsnack
Charles E E	Gray	Moreland	Sherry	Wilson
Charles W B	Gurnett	Newton	Shuttleworth	Wolf
Cooke	Hackett	Nugent	Smith A P	Wood F C
Coon	Hammond	Ogden	Smith A E	Wood F X
Coutant	Hanford	Palmer	Smith J E	Yale
Cowan	Hartman	Parker	Smith J T	Young
Cox	Hastings			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1711) entitled "An act to authorize the board of estimate and apportionment of the city of New York to pay the cost of acquiring title in conformity with chapter 727 of the Laws of 1896, entitled 'An act to provide for an addition to Riverside park in the city of New York.'" (Int. No. 1304.)

On motion of Mr. R. H. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Palmer	Smith J E
Allen F E	Dale	Hooper	Patton	Smith J T
Anderson	Donovan	Hornidge	Pendry	Smith R H
Apgar	Dowling	Hubbs	Perry	Stanley
Becker	Ellis	Hurd	Phillips	Steele
Bedell	Evans	Knapp	Plank	Stevens
Beebe	Everett	La Fetra	Platt	Tenjost
Bird	Fish	La Rue	Pratt	Thompson G F
Bisland	Fitzsimons	Leggett	Prentice	Thonet
Brady	Foelker	Lewis	Prince	Tompkins
Burnett	Foster	Machacek	Reeve	Wade
Burns	Francisco	Maier	Reilly	Wagner
Burzynski	Freidel	Malloy	Rigby	Wadsworth
Byrne	Fuller	Mathews T F	Rosenstein	Wainwright
Cadin	Gardner	Matthews C R	Salomon	Wedemeyer
Cahn	Grady	McKeown	Sammon	West
Callahan	Grattan	McManus	Santee	Whitney F G
Caughlan	Gray	Merritt	Scovill	Whitney G H
Charles E E	Gurnett	Miller	Shanahan	Wiegand
Charles W B	Hammond	Moreland	Sheehy	Wilson
Cooke	Hanford	Murphy	Sheldon	Wolf
Coon	Hapeman	Newton	Shuttleworth	Wood F X
Coutant	Hartman	Ogden	Slocum	Yale
Cowan	Hastings	O'Neill	Smith A P	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2240) entitled "An act to amend section 1373 of the Greater New York charter relative to clerks and assistant clerks of the municipal court of the city of New York." (Int. No. 1543.)

On motion of Mr. Stanley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Perry	Smith J E
Allen F E	Dale	Hubbs	Phillips	Smith J T
Anderson	Dodd	Kavanaugh	Plank	Standart
Apgar	Donovan	La Fetra	Pratt	Stanley

Becker	Dowling	La Rue	Prentice	Steele
Bedell	Ellis	Leggett	Prince	Stevens
Beihilf	Etzel	Machacek	Quinn	Sullivan
Bird	Evans	Maier	Reeve	Thompson G F
Brady	Fish	Malloy	Reilly	Thompson J A
Brooks	Fitzsimons	Mathews T F	Rigby	Thonet
Burnett	Foelker	Matthews C R	Rogers	Waddell
Burzynski	Foster	McKeown	Rosenstein	Wade
Byrne	Francisco	McManus	Salomon	Wadsworth
Cadin	Fuller	Mead	Sammon	Wainwright
Cahn	Gardner	Miller	Santee	Wedemeyer
Callahan	Gates	Monroe	Schoeneck	Wemple
Carrier	Grattan	Murphy	Scovill	Whitney F G
Caughlan	Gray	Newton	Shanahan	Wiegand
Charles E E	Gurnett	Ogden	Sheehy	Wilsnack
Charles W B	Hackett	O'Neill	Sheldon	Wolf
Cooke	Hammond	Palmer	Sherry	Wood F C
Coon	Hanford	Parker	Shuttleworth	Wood F X
Coutant	Hartman	Patton	Smith A P	Yale
Cowan	Hastings	Pendry	Smith A E	Young
Cox	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2274) entitled "An act to legalize, ratify and confirm an assessment for local improvement in the city of Syracuse." (Int. No. 1394.)

On motion of Mr. Schoeneck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hartman	Palmer	Smith J T
Allen F E	Cunningham	Hastings	Parker	Smith R H
Allen J G	Dale	Hooker	Patton	Standart
Anderson	Dodd	Hooper	Pendry	Steele
Apgar	Donovan	Hornidge	Perry	Stevens
Bass	Dowling	Hubbs	Phillips	Sullivan
Bedell	Etzel	Hurd	Plank	Tenjost
Beebe	Evans	Kavanaugh	Platt	Thompson G F

Beihilf	Everett	La Fetra	Prentice	Thompson J A
Bisland	Fish	La Rue	Prince	Thonet
Brady	Fitzsimons	Leggett	Quinn	Waddell
Burnett	Foelker	Lewis	Reilly	Wade
Burns	Foster	Machacek	Rigby	Wagner
Burzynski	Francisco	Maier	Rogers	Wadsworth
Cadin	Freidel	Mathews T F	Salomon	Wedemeyer
Cahn	Fuller	Matthews C R	Sammon	West
Callahan	Gardner	McKeown	Santee	Wemple
Carrier	Gates	McManus	Schoeneck	Whitney G H
Caughlan	Grady	Mead	Shanahan	Wiegand
Charles E E	Grattan	Merritt	Sheehy	Wilsnack
Charles W B	Gray	Miller	Sheldon	Wolf
Cooke	Gurnett	Moreland	Sherry	Wood F C
Coon	Hackett	Murphy	Shuttleworth	Wood F X
Cotton	Hammond	Newton	Smith A P	Yale
Coutant	Hanford	Ogden	Smith A E	Young
Cowan	Hapeman	O'Neill		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1218) entitled "An act to amend the Greater New York charter, relative to the jurisdiction of actions against the city." (Int. No. 1008.)

On motion of Mr. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hubbs	Phillips	Smith R H
Allen F E	Cox	Hurd	Plank	Standart
Allen J G	Dale	Kavanaugh	Platt	Stanley
Anderson	Dodd	Knapp	Pratt	Steele
Apgar	Donovan	La Rue	Prentice	Stevens
Bass	Ellis	Lewis	Prince	Tenjost
Becker	Etzel	Machacek	Quinn	Thompson G F
Bedell	Evans	Malloy	Reeve	Thompson J A
Beihilf	Everett	Mathews T F	Reilly	Thonet
Bird	Fitzsimons	Matthews C R	Rigby	Tompkins
Bisland	Foelker	McKeown	Rosenstein	Wade

Brady	Francisco	McManus	Salomon	Wagner
Brooks	Freidel	Mead	Sammon	Wadsworth
Burns	Fuller	Miller	Santee	Wainwright
Burzynski	Gardner	Monroe	Schoeneck	Wedemeyer
Byrne	Grady	Moreland	Scovill	West
Cadin	Grattan	Murphy	Shanahan	Wemple
Cahn	Gurnett	Nugent	Sheehy	Whitney F G
Callahan	Hackett	Ogden	Sheldon	Whitney G H
Carrier	Hammond	O'Neill	Sherry	Wiegand
Charles E E	Hanford	Palmer	Shuttleworth	Wilson
Charles W B	Hartman	Parker	Smith A P	Wolf
Cooke	Hastings	Patton	Smith A E	Wood F X
Coon	Hooker	Pendry	Smith J E	Yale
Cotton	Hornidge	Perry	Smith J T	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2241) entitled "An act to amend the Tenement House Act, relative to bakeries and fat boiling." (Int. No. 1544.)

On motion of Mr. Monroe, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Pendry	Smith J T
Allen F E	Cox	Hornidge	Perry	Smith R H
Allen J G	Cunningham	Hubbs	Phillips	Standart
Anderson	Dale	Hurd	Plank	Stanley
Apgar	Dodd	Kavanaugh	Platt	Steele
Bass	Donovan	La Fetra	Pratt	Stevens
Becker	Dowling	La Rue	Prentice	Sullivan
Bedell	Ellis	Leggett	Prince	Tenjost
Beebe	Etzel	Lewis	Quinn	Thompson G F
Beihilf	Everett	Machacek	Reeve	Thompson J A
Bird	Fish	Maier	Reilly	Tompkins
Bisland	Fitzsimons	Malloy	Rigby	Waddell
Brady	Foster	Mathews T F	Rogers	Wade
Brooks	Francisco	Matthews C R	Rosenstein	Wadsworth
Burnett	Freidel	McKeown	Sammon	Wainwright

Burns	Gardner	McManus	Santee	Wedemeyer
Burzynski	Gates	Merritt	Schoeneck	Wemple
Byrne	Grady	Miller	Scovill	Whitney F G
Cadin	Grattan	Monroe	Shanahan	Whitney G H
Callahan	Gray	Moreland	Sheldon	Wilsnack
Carrier	Gurnett	Murphy	Sherry	Wilson
Caughlan	Hackett	Nugent	Shuttleworth	Wolf
Charles E E	Hanford	Ogden	Slocum	Wood F C
Charles W B	Hapeman	O'Neill	Smith A P	Wood F X
Cooke	Hartman	Palmer	Smith A E	Yale
Coon	Hastings	Parker	Smith J E	Young
Coutant	Hooker	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1272) entitled "An act to amend the Penal Code, in relation to consent to marry." (Int. No. 1029.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Ogden	Smith A E
Allen F E	Cox	Hastings	Palmer	Smith J E
Allen J G	Cunningham	Hooker	Parker	Smith R H
Anderson	Dale	Hooper	Patton	Standart
Apgar	Dodd	Hornidge	Pendry	Stanley
Bass	Donovan	Hubbs	Perry	Steele
Becker	Dowling	Hurd	Phillips	Sullivan
Bedell	Etzel	Kavanaugh	Plank	Tenjost
Beihilf	Evans	Knapp	Pratt	Thompson G F
Bird	Everett	La Fetra	Prentice	Thonet
Bisland	Fish	La Rue	Prince	Tompkins
Brady	Fitzsimons	Leggett	Quinn	Waddell
Brooks	Foelker	Lewis	Reeve	Wagner
Burnett	Foster	Machacek	Rigby	Wadsworth
Burzynski	Francisco	Maier	Rogers	Wainwright
Byrne	Freidel	Malloy	Rosenstein	West
Cadin	Fuller	Mathews T F	Sammon	Wemple
Cahn	Gates	Matthews C R	Schoeneck	Whitney F G

Callahan	Grady	McKeown	Scovill	Whitney G H
Carrier	Grattan	McManus	Shanahan	Wilsnack
Charles E E	Gray	Merritt	Sheehy	Wilson
Charles W B	Gurnett	Miller	Sheldon	Wood F C
Cooke	Hackett	Monroe	Sherry	Wood F X
Coon	Hammond	Murphy	Slocum	Yale
Cotton	Hanford	Newton	Smith A P	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2242) entitled "An act in relation to jury trials in civil actions in courts of record in the county of New York." (Int. No. 1496.)

On motion of Mr. Tompkins, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2167) entitled "An act to amend the Greater New York charter, in relation to appointment and salary of chief engineer in department of docks." (Int. No. 1505.)

On motion of Mr. McManus, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Parker	Smith A E
Allen F E	Cox	Hooper	Patton	Smith J E
Allen J G	Cunningham	Hornidge	Pendry	Smith R H
Anderson	Dale	Hubbs	Perry	Standart
Apgar	Dodd	Hurd	Phillips	Stanley
Becker	Donovan	Kavanaugh	Plank	Stevens
Bedell	Ellis	Knapp	Platt	Sullivan
Beebe	Etzel	La Fetra	Pratt	Tenjost
Beihilf	Evans	Leggett	Prentice	Thompson G F
Bird	Fish	Lewis	Prince	Thonet
Bisland	Fitzsimons	Machacek	Quinn	Tompkins
Brady	Foelker	Maier	Reeve	Wade
Brooks	Foster	Malloy	Reilly	Wagner

Burnett	Francisco	Matthews C R	Rigby	Wainwright
Burns	Freidel	McKeown	Rosenstein	Wedemeyer
Burzynski	Gardner	McManus	Salomon	West
Cadin	Gates	Mead	Sammon	Whitney F G
Cahn	Grattan	Miller	Santee	Whitney G H
Callahan	Gray	Monroe	Schoeneck	Wiegand
Carrier	Gurnett	Moreland	Scovill	Wilson
Caughlan	Hammond	Murphy	Sheehy	Wolf
Charles W B	Hanford	Newton	Sheldon	Wood F C
Cooke	Hapeman	Nugent	Shuttleworth	Wood F X
Coon	Hartman	O'Neill	Slocum	Young
Coutant	Hastings	Palmer		

In the negative:

Fuller

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2223) entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways,' by providing for the construction thereunder of highways approved by the State Engineer, but for which money is not immediately available to pay the State's share of the cost." (Int. No. 975.)

On motion of Mr. Moreland, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooper	Pendry	Standart
Allen F E	Dodd	Hornidge	Perry	Steele
Anderson	Dowling	Hubbs	Phillips	Stevens
Apgar	Etzel	Kavanaugh	Plank	Sullivan
Bass	Evans	Knapp	Platt	Tenjost
Becker	Everett	La Fetra	Pratt	Thompson G F
Bedell	Fitzsimons	Leggett	Prentice	Thonet

Beihilf	Foelker	Lewis	Quinn	Tompkins
Bird	Francisco	Maier	Reeve	Waddell
Brady	Freidel	Malloy	Rigby	Wagner
Brooks	Gardner	Mathews T F	Rogers	Wadsworth
Burns	Gates	Matthews C R	Rosenstein	Wainwright
Burzynski	Grady	McKeown	Sammon	Wedemeyer
Byrne	Grattan	McManus	Santee	Wemple
Cahn	Gray	Mead	Scovill	Whitney F G
Callahan	Gurnett	Miller	Sheehy	Whitney G H
Carrier	Hackett	Moreland	Sheldon	Wiegand
Charles E E	Hammond	Newton	Sherry	Wilsnack
Charles W B	Hanford	Ogden	Slocum	Wolf
Coon	Hapeman	O'Neill	Smith A P	Wood F C
Cotton	Hartman	Palmer	Smith A E	Wood F X
Coutant	Hastings	Parker	Smith J T	Yale
Cowan	Hooker	Patton	Smith R H	Young
Cunningham				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2245) entitled "An act to amend chapter 736 of the Laws of 1904, entitled 'An act to amend chapter 998 of the Greater New York charter, relative to additional allowances to commissioners in condemnation proceedings.'" (Int. No. 1548.)

On motion of Mr. Burnett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Pendry	Standart
Allen F E	Dale	Hubbs	Perry	Stanley
Allen J G	Dodd	Hurd	Phillips	Stevens
Anderson	Donovan	Kavanaugh	Plank	Sullivan
Bass	Dowling	Knapp	Pratt	Tenjost
Beeker	Ellis	La Fetra	Prentice	Thompson G F
Bedell	Etzel	Leggett	Prince	Thonet
Beebe	Evans	Lewis	Quinn	Tompkins
Bird	Everett	Maier	Reeve	Waddell

Bisland	Fish	Malloy	Reilly	Wade
Brady	Foelker	Mathews T F	Rigby	Wagner
Burnett	Francisco	Matthews C R	Rogers	Wainwright
Burns	Freidel	McKeown	Salomon	Wedemeyer
Byrne	Gates	McManus	Sammon	West
Cadin	Grady	Mead	Santee	Whitney F G
Cahn	Gray	Merritt	Scovill	Whitney G H
Callahan	Gurnett	Monroe	Shanahan	Wilsnack
Carrier	Hackett	Moreland	Sheldon	Wilson
Charles E E	Hammond	Newton	Sherry	Wolf
Charles W B	Hanford	Nugent	Shuttleworth	Wood F C
Cooke	Hapeman	Ogden	Smith A P	Wood F X
Cotton	Hartman	O'Neill	Smith A E	Yale
Coutant	Hooker	Parker	Smith J T	Young
Cowan	Hooper	Patton	Smith R H	

In the negative:

Fuller

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2224) entitled "An act to authorize and provide for the erection and maintenance of a new public hospital in the city of New York." (Int. No. 1409.)

On motion of Mr. Hackett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hubbs	Perry	Standart
Allen F E	Dale	Hurd	Phillips	Steele
Allen J G	Dodd	Kavanaugh	Plank	Stevens
Anderson	Dowling	Knapp	Platt	Sullivan
Apgar	Ellis	La Fetra	Pratt	Tenjost
Bass	Etzel	La Rue	Prentice	Thompson G F
Becker	Evans	Lewis	Prince	Thompson J A
Beebe	Everett	Machacek	Quinn	Thonet
Beihilf	Fish	Maier	Reeve	Tompkins
Bird	Foelker	Malloy	Reilly	Waddell

Bisland	Foster	Mathews T F	Rigby	Wade
Brady	Francisco	Matthews C R	Rogers	Wadsworth
Burnett	Freidel	McKeown	Rosenstein	Wainwright
Burns	Fuller	McManus	Salomon	Wedemeyer
Burzynski	Gates	Mead	Sammon	West
Byrne	Grady	Miller	Santee	Wemple
Cadin	Gray	Monroe	Schoeneck	Whitney G H
Cahn	Hackett	Moreland	Scovill	Wiegand
Carrier	Hammond	Murphy	Shanahan	Wilsnack
Caughlan	Hanford	Newton	Sheehy	Wilson
Charles E E	Hapeman	Ogden	Sherry	Wolf
Cooke	Hartman	O'Neill	Slocum	Wood F C
Coon	Hastings	Palmer	Smith A P	Wood F X
Cotton	Hooker	Parker	Smith J E	Yale
Coutant	Hooper	Patton	Smith J T	Young
Cowan	Hornidge	Pendry		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2275) entitled "An act providing that the police commissioner of the city of New York, in his discretion, may reappoint Walter M. Stafford, an ex-policeman of the city of New York, who resigned from said police department in June, 1893." (Int. No. 1298.)

On motion of Mr. Freidel, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Hubbs	Phillips	Steele
Allen F E	Ellis	Hurd	Platt	Stevens
Allen J G	Etzel	Kavanaugh	Pratt	Tenjost
Anderson	Evans	La Fetra	Prentice	Thompson G F
Apgar	Everett	La Rue	Prince	Thompson J A
Bass	Fish	Leggett	Quinn	Thonet
Becker	Foelker	Lewis	Reeve	Tompkins
Beebe	Foster	Machacek	Reilly	Waddell
Beihilf	Francisco	Malloy	Rigby	Wagner

Bisland	Freidel	Mathews T F	Rogers	Wadsworth
Brooks	Fuller	Matthews C R	Salomon	Wainwright
Burns	Gardner	McKeown	Sammon	Wedemeyer
Byrne	Gates	McManus	Santee	West
Cadin	Grady	Merritt	Scovill	Whitney F G
Callahan	Grattan	Miller	Shanahan	Whitney G H
Carrier	Gray	Moreland	Sheehy	Wiegand
Charles E E	Hackett	Murphy	Sheldon	Wilsnack
Charles W B	Hammond	Newton	Shuttleworth	Wilson
Cooke	Hanford	Ogden	Slocum	Wolf
Cotton	Hartman	O'Neill	Smith A P	Wood F C
Coutant	Hastings	Parker	Smith J E	Wood F X
Cox	Hooker	Patton	Smith J T	Yale
Cunningham	Hooper	Pendry	Smith R H	Young
Dodd	Hornidge	Perry	Stanley	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2225) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua county." (Int. No. 1205.)

On motion of Mr. Wade, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Pendry	Standart
Allen F E	Cox	Hooper	Perry	Stanley
Allen J G	Cunningham	Hornidge	Phillips	Steele
Anderson	Dale	Hubbs	Plank	Stevens
Apgar	Donovan	Hurd	Pratt	Tenjost
Bass	Ellis	Knapp	Prentice	Thompson G F
Becker	Etzel	La Fetra	Quinn	Thompson J A
Bedell	Evans	La Rue	Reeve	Thonet
Beebe	Everett	Leggett	Reilly	Waddell
Beihilf	Fish	Lewis	Rogers	Wade
Bird	Fitzsimons	Machacek	Rosenstein	Wagner
Bisland	Foster	Maier	Sammon	Wadsworth
Brooks	Francisco	Malloy	Santee	Wainwright
Burnett	Freidel	Mathews T F	Schoeneck	Wedemeyer
Burns	Fuller	Matthews C R	Scovill	West

Burzynski	Gardner	McKeown	Shanahan	Wemple
Byrne	Gates	McManus	Sheehy	Whitney G H
Cadin	Grady	Merritt	Sherry	Wiegand
Callahan	Grattan	Miller	Slocum	Wilsnack
Carrier	Gurnett	Monroe	Shuttleworth	Wilson
Caughlan	Hackett	Murphy	Smith A P	Wolf
Charles E E	Hammond	Newton	Smith A E	Wood F C
Charles W B	Hanford	Ogden	Smith J E	Wood F X
Cooke	Hapeman	O'Neill	Smith J T	Yale
Coon	Hartman	Palmer	Smith R H	Young
Cotton	Hastings	Parker		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1112, Assembly reprint No. 2221) entitled "An act to legalize, ratify and confirm the action of the town board of the town of Stockport, in the county of Columbia, compromising and settling certain claims of James A. Haynes against said town and certain litigation with reference thereto." (Rec. No. 277.)

On motion of Mr. Scovill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Perry	Smith J T
Allen F E	Dodd	Hubbs	Phillips	Smith R H
Allen J G	Donovan	Hurd	Plank	Standart
Apgar	Dowling	Knapp	Pratt	Steele
Bass	Ellis	La Fetra	Prentice	Stevens
Becker	Evans	La Rue	Prince	Tenjost
Bedell	Everett	Leggett	Quinn	Thompson G F
Beebe	Fish	Machacek	Reeve	Thompson J A
Beihilf	Fitzsimons	Maier	Reilly	Thonet
Bisland	Foelker	Malloy	Rigby	Tompkins
Brady	Foster	Mathews T F	Rogers	Waddell
Brooks	Francisco	Matthews C R	Rosenstein	Wade
Burnett	Fuller	McKeown	Salomon	Wadsworth
Burzynski	Gardner	McManus	Sammon	Wainwright
Byrne	Gates	Mead	Santee	Wedemeyer

Cadin	Grattan	Miller	Schoeneck	West
Callahan	Gray	Monroe	Scovill	Whitney F G
Carrier	Gurnett	Murphy	Shanahan	Whitney G H
Caughlan	Hackett	Newton	Sheehy	Wiegand
Charles W B	Hammond	Ogden	Sheldon	Wilsnack
Cooke	Hanford	O'Neill	Sherry	Wilson
Coon	Hapeman	Palmer	Shuttleworth	Wolf
Cotton	Hartman	Parker	Slocum	Wood F C
Coutant	Hooker	Patton	Smith A E	Wood F X
Cowan	Hooper	Pendry	Smith J E	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 2226) entitled "An act to amend the Greater New York charter, relative to the police department." (Int. No. 1406.)

On motion of Mr. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hubbs	Perry	Smith R H
Allen F E	Cowan	Hurd	Phillips	Standart
Allen J G	Cox	Kavanaugh	Plank	Stanley
Anderson	Cunningham	Knapp	Platt	Steele
Apgar	Dodd	La Fetra	Prentice	Sullivan
Bass	Donovan	La Rue	Prince	Tenjost
Becker	Dowling	Lewis	Quinn	Thompson G F
Beebe	Ellis	Maier	Reeve	Thompson J A
Beihilf	Evans	Malloy	Reilly	Tompkins
Bird	Everett	Mathews T F	Rogers	Waddell
Bisland	Fitzsimons	Matthews C R	Rosenstein	Wagner
Brady	Foster	McKeown	Sammon	Wadsworth
Brooks	Francisco	McManus	Santee	Wainwright
Burnett	Fuller	Mead	Schoeneck	West
Burns	Gates	Merritt	Scovill	Wemple
Burzynski	Grady	Monroe	Shanahan	Whitney F G
Byrne	Grattan	Moreland	Sheehy	Whitney G H
Cadin	Gurnett	Murphy	Sheldon	Wiegand

Callahan	Hackett	Nugent	Sherry	Wilson
Carrier	Hammond	Ogden	Shuttleworth	Wolf
Caughlan	Hanford	Palmer	Slocum	Wood F C
Charles E E	Hartman	Parker	Smith A P	Wood F X
Charles W B	Hastings	Patton	Smith A E	Yale
Cooke	Hooper	Pendry	Smith J T	Young
Cotton	Hornidge			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2227) entitled "An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel." (Int. No. 1453.)

On motion of Mr. Patton, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Allen F E	Cowan	Hastings	O'Neill	Smith A E
Allen J G	Cunningham	Hooker	Parker	Smith J E
Apgar	Dale	Hornidge	Patton	Standart
Bass	Dodd	Hubbs	Perry	Steele
Becker	Donovan	Hurd	Phillips	Stevens
Bedell	Ellis	Kavanaugh	Plank	Tenjost
Beihilf	Etzel	Knapp	Platt	Thompson G F
Bird	Evans	La Fetra	Pratt	Thompson J A
Bisland	Everett	La Rue	Prince	Thonet
Brady	Fish	Leggett	Quinn	Tompkins
Brooks	Fitzsimons	Lewis	Reeve	Waddell
Burnett	Foelker	Machacek	Reilly	Wagner
Burns	Francisco	Maier	Rigby	Wadsworth
Byrne	Freidel	Malloy	Rogers	Wedemeyer
Cadin	Gardner	Mathews T F	Rosenstein	West

Cahn	Gates	Matthews C R	Salomon	Whitney F G
Callahan	Grady	McKeown	Sammon	Whitney G H
Carrier	Grattan	McManus	Schoeneck	Wiegand
Caughlan	Gray	Merritt	Scovill	Wilson
Charles E E	Gurnett	Miller	Shanahan	Wolf
Charles W B	Hackett	Monroe	Sheehy	Wood F C
Cooke	Hammond	Moreland	Sheldon	Wood F X
Coon	Hanford	Murphy	Shuttleworth	Yale
Cotton	Hapeman	Nugent	Slocum	Young
Coutant	Hartman	Ogden		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2228) entitled "An act to amend the Greater New York charter, relative to the police department." (Int. No. 1244.)

Mr. Dale moved to amend as follows:

Page 8, line 1, strike out the word "one" and insert instead the word "three."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Prentice, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84
NOES 39

Those who voted in the affirmative were:

Allen F E	Cunningham	Lewis	Reeve	Thompson G F
Allen J G	Dowling	Maier	Rigby	Tompkins
Bass	Etzel	Matthews C R	Rogers	Waddell
Bedell	Evans	Mead	Santee	Wade
Beebe	Fish	Miller	Schoeneck	Wainwright
Beihlif	Foster	Monroe	Scovill	West
Bisland	Gardner	Moreland	Sheldon	Wemple
Brady	Gates	Newton	Shuttleworth	Whitney F G
Burnett	Gray	Ogden	Slocum	Whitney G H
Cadin	Hammond	Parker	Smith A P	Wilsnack
Callahan	Hartman	Patton	Smith J E	Wilson

Carrier	Hastings	Pendry	Smith J T	Wood F C
Charles W B	Hooker	Phillips	Standart	Wood F X
Coon	Hubbs	Plank	Stanley	Yale
Cotton	Hurd	Platt	Steele	Young
Cowan	La Rue	Pratt	Stevens	Speaker
Cox	Leggett	Prentice		

Those who voted in the negative were:

Anderson	Dodd	Kavanaugh	Palmer	Smith R H
Bird	Donovan	La Fetra	Prince	Sullivan
Burns	Ellis	Malloy	Quinn	Thompson J A
Byrne	Fitzsimons	Mathews T F	Rosenstein	Wagner
Cahn	Foelker	McKeown	Salomon	Wedemeyer
Caughlan	Fuller	McManus	Shanahan	Wiegand
Cooke	Hackett	Murphy	Sherry	Wolf
Dale	Hornidge	Nugent	Smith A E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1334) entitled "An act to amend the State Charities Law relative to purchases, contracts and estimates by State charitable institutions." (Rec. No. 40.)

On motion of Mr. G. H. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hammond	Ogden	Smith A E
Allen F E	Cowan	Hanford	Palmer	Smith J E
Anderson	Cox	Hapeman	Parker	Smith J T
Apgar	Cunningham	Hartman	Patton	Smith R H
Bass	Dale	Hastings	Pendry	Standart
Becker	Dodd	Hooker	Perry	Steele
Bedell	Donovan	Hooper	Phillips	Stevens
Beebe	Dowling	Hornidge	Platt	Sullivan
Beihilf	Ellis	Hubbs	Pratt	Tenjost
Bird	Etzel	Hurd	Prentice	Thompson G F

Bisland	Evans	Kavanaugh	Prince	Thompson J A
Brady	Everett	Knapp	Quinn	Thonet
Brooks	Fish	La Rue	Reeve	Waddell
Burns	Fitzsimons	Leggett	Rigby	Wade
Burzynski	Foelker	Lewis	Rogers	Wadsworth
Byrne	Foster	Machacek	Rosenstein	Wainwright
Cadin	Francisco	Malloy	Salomon	West
Cahn	Freidel	Mathews T F	Santee	Wemple
Callahan	Fuller	Matthews C R	Scovill	Whitney F G
Carrier	Gardner	McKeown	Shanahan	Whitney G H
Caughlan	Gates	McManus	Sheehy	Wilsnack
Charles E E	Grady	Merritt	Sheldon	Wilson
Charles W B	Grattan	Monroe	Sherry	Wood F C
Cooke	Gray	Moreland	Shuttleworth	Wood F X
Coon	Gurnett	Newton	Slocum	Yale
Cotton	Hackett	Nugent	Smith A P	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1242) entitled "An act to amend section 88 of chapter 568 of the Laws of 1890, entitled 'An act in relation to highways, constituting chapter 19 of the general laws as amended by chapter 334 of the Laws of 1894.'" (Rec. No. 401.)

On motion of Mr. Scovill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Hurd	Phillips	Standart
Allen F E	Dowling	Kavanaugh	Plank	Stanley
Allen J G	Ellis	Knapp	Platt	Steele
Anderson	Etzel	La Fetra	Pratt	Stevens
Bass	Evans	Leggett	Prentice	Tenjost
Becker	Everett	Lewis	Prince	Thompson G F
Beebe	Fish	Machacek	Quinn	Thompson J A
Beihilf	Fitzsimons	Maier	Reilly	Thonet
Bird	Foelker	Malloy	Rigby	Tompkins

Bisland	Foster	Mathews T F	Rogers	Waddell
Brooks	Freidel	Matthews C R	Rosenstein	Wade
Burnett	Fuller	McKeown	Salomon	Wagner
Burns	Gardner	Mead	Sammon	Wadsworth
Byrne	Gates	Merritt	Santee	Wainwright
Cahn	Grady	Miller	Scovill	Wedemeyer
Callahan	Gray	Monroe	Shanahan	West
Carrier	Hackett	Murphy	Sheehy	Wemple
Charles E E	Hammond	Newton	Sheldon	Whitney G H
Charles W B	Hanford	Nugent	Sherry	Wiegand
Cooke	Hapeman	O'Neill	Shuttleworth	Wilsnack
Coon	Hartman	Palmer	Slocum	Wolf
Coutant	Hastings	Parker	Smith A P	Wood F C
Cowan	Hooker	Patton	Smith A E	Wood F X
Cox	Hooper	Pendry	Smith J E	Yale
Cunningham	Hornidge	Perry	Smith R H	Young
Dodd				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 98) entitled "An act making an appropriation for continuing the restocking of the Adirondack region with wild moose." (Rec. No. 164.)

On motion of Mr. Hooper, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Perry	Steele
Allen F E	Cox	Hornidge	Plank	Stevens
Allen J G	Dale	Hubbs	Platt	Sullivan
Anderson	Dodd	Hurd	Prentice	Tenjost
Bass	Donovan	Knapp	Prince	Thompson G F
Becker	Dowling	La Rue	Quinn	Thompson J A
Bedell	Ellis	Leggett	Reeve	Thonet
Beebe	Etzel	Lewis	Rigby	Tompkins
Beihilf	Everett	Machacek	Rogers	Waddell
Bird	Fish	Maier	Rosenstein	Wade

Bisland	Fitzsimons	Malloy	Salomon	Wagner
Brooks	Foelker	Mathews T F	Sammon	Wadsworth
Burnett	Francisco	Matthews C R	Santee	Wainwright
Burns	Freidel	McKeown	Scovill	West
Burzynski	Fuller	McManus	Shanahan	Wemple
Byrne	Gardner	Merritt	Sheldon	Whitney F G
Cahn	Gates	Monroe	Sherry	Wiegand
Callahan	Grady	Moreland	Shuttleworth	Wilsnack
Carrier	Grattan	Newton	Smith A P	Wilson
Caughlan	Gray	Nugent	Smith A E	Wolf
Charles E E	Gurnett	Ogden	Smith J E	Wood F C
Charles W B	Hammond	Palmer	Smith R H	Wood F X
Coon	Hanford	Parker	Standart	Yale
Cotton	Hapeman	Patton	Stanley	Young
Coutant	Hastings	Pendry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 957) entitled "An act to authorize the city of Buffalo to construct a storm-water drain in said city and in the village of Sloan, to issue bonds therefor, and to permit said village to discharge sewage into sewers of said city." (Rec. No. 310.)

On motion of Mr. Cox, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Kavanaugh	Phillips	Smith J E
Allen F E	Dowling	La Fetra	Plank	Smith J T
Allen J G	Etzel	La Rue	Platt	Smith R H
Anderson	Evans	Leggett	Pratt	Standart
Apgar	Everett	Lewis	Prentice	Stanley
Becker	Fish	Machacek	Prince	Steele
Bedell	Fitzsimons	Maier	Quinn	Stevens
Beebe	Foelker	Malloy	Reeve	Tenjost
Beihilf	Francisco	Mathews T F	Reilly	Thompson G F
Bird	Freidel	Matthews C R	Rigby	Thompson J A

Bisland	Fuller	McKeown	Rogers	Thonet
Brooks	Gardner	McManus	Rosenstein	Waddell
Burns	Gates	Mead	Salomon	Wagner
Burzynski	Grady	Miller	Sammon	Wadsworth
Cadin	Grattan	Monroe	Santee	Wainwright
Cahn	Gray	Moreland	Schoeneck	Wedemeyer
Carrier	Hackett	Murphy	Scovill	Wemple
Caughlan	Hammond	Nugent	Shanahan	Whitney F G
Charles E E	Hanford	Ogden	Sheehy	Whitney G H
Charles W B	Hapeman	O'Neill	Sheldon	Wilsnack
Coon	Hartman	Palmer	Sherry	Wilson
Coutant	Hastings	Parker	Shuttleworth	Wood F C
Cowan	Hooker	Patton	Slocum	Wood F X
Cox	Hooper	Pendry	Smith A P	Yale
Dale	Hornidge	Perry	Smith A E	Young
Dodd	Hubbs			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1364) entitled "An act to amend the Agricultural Law, in relation to the licensing of persons by the Commissioner of Agriculture and the powers and duties of such commissioner." (Rec. No. 427.)

On motion of Mr. Scovill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	O'Neill	Smith A E
Allen F E	Cowan	Hartman	Palmer	Smith J E
Allen J G	Cox	Hastings	Parker	Smith R H
Anderson	Cunningham	Hooker	Patton	Standart
Apgar	Dale	Hooper	Pendry	Stanley
Bass	Dodd	Hornidge	Perry	Steele
Becker	Donovan	Hubbs	Phillips	Sullivan
Bedell	Dowling	Kavanaugh	Plank	Tenjost
Beebe	Etzel	Knapp	Platt	Thompson G F

Beihilf	Evans	La Fetra	Pratt	Thompson J A
Bird	Everett	La Rue	Prentice	Thonet
Bisland	Fish	Leggett	Prince	Waddell
Brady	Fitzsimons	Lewis	Quinn	Wade
Brooks	Foelker	Maier	Reeve	Wagner
Burnett	Foster	Mathews T F	Reilly	Wadsworth
Burns	Francisco	Matthews C R	Rogers	Wainwright
Burzynski	Freidel	McKeown	Rosenstein	West
Byrne	Fuller	McManus	Salomon	Wemple
Cadin	Gardner	Mead	Sammon	Whitney F G
Cahn	Gates	Merritt	Schoeneck	Whitney G H
Callahan	Grady	Miller	Scovill	Wilsnack
Caughlan	Grattan	Moreland	Shanahan	Wilson
Charles E E	Gurnett	Murphy	Sheehy	Wolf
Charles W B	Hackett	Newton	Sheldon	Wood F C
Cooke	Hammond	Nugent	Shuttleworth	Wood F X
Coon	Hanford	Ogden	Slocum	Young
Cotton				

In the negative:

Carrier

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 134) entitled "An act providing for the erection of a State armory and stable in the city of Syracuse, and making an appropriation therefor; and for providing for the disposition of the old armory building." (Rec. No. 382.)

On motion of Mr. Hammond, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Patton	Smith R H
Allen F E	Dale	Hubbs	Pendry	Stanley
Allen J G	Dodd	Kavanaugh	Perry	Steele
Anderson	Donovan	Knapp	Phillips	Stevens

Apgar	Dowling	La Fetra	Plank	Sullivan
Bass	Ellis	Leggett	Platt	Tenjost
Becker	Etzel	Lewis	Pratt	Thompson G F
Bedell	Evans	Machacek	Prentice	Thompson J A
Beebe	Everett	Maier	Prince	Thonet
Bird	Fish	Malloy	Reeve	Tompkins
Bisland	Fitzsimons	Mathews T F	Reilly	Waddell
Brady	Foelker	Matthews C R	Rigby	Wade
Brooks	Francisco	McKeown	Rogers	Wadsworth
Burnett	Freidel	McManus	Rosenstein	Wainwright
Burns	Fuller	Mead	Salomon	Wedemeyer
Burzynski	Gardner	Merritt	Santee	West
Byrne	Gates	Miller	Schoeneck	Wemple
Cadin	Grady	Monroe	Scovill	Whitney F G
Cahn	Grattan	Moreland	Shanahan	Whitney G H
Carrier	Gray	Murphy	Sheehy	Wilsnack
Caughlan	Gurnett	Newton	Sheldon	Wilson
Charles E E	Hackett	Nugent	Sherry	Wolf
Charles W B	Hammond	Ogden	Slocum	Wood F C
Cooke	Hapeman	O'Neill	Smith A P	Wood F X
Cotton	Hartman	Palmer	Smith A E	Yale
Coutant	Hastings	Parker	Smith J T	Young
Cowan	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1353) entitled "An act for the relief of National Surety Company." (Rec. No. 421.)

On motion of Mr. Cahn, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Pendry	Smith J T
Allen F E	Dale	Hornidge	Perry	Smith R H
Allen J G	Dodd	Hubbs	Phillips	Standart
Anderson	Donovan	Hurd	Plank	Stanley
Apgar	Dowling	Knapp	Platt	Steele
Bass	Ellis	La Fetra	Pratt	Sullivan
Becker	Etzel	La Rue	Prentice	Tenjost

Bedell	Evans	Leggett	Prince	Thompson G F
Beebe	Everett	Lewis	Quinn	Thompson J A
Beihilf	Fish	Machacek	Reeve	Thonet
Bisland	Fitzsimons	Maier	Reilly	Waddell
Brady	Foelker	Malloy	Rigby	Wade
Brooks	Foster	Mathews T F	Rozers	Wagner
Burnett	Freidel	Matthews C R	Rosenstein	Wadsworth
Burzynski	Fuller	McKeown	Salomon	Wainwright
Byrne	Gates	McManus	Sammon	West
Cadin	Grady	Mead	Santee	Wemple
Cahn	Grattan	Merritt	Schoeneck	Whitney F G
Carrier	Gray	Monroe	Scovill	Whitney G H
Caughlan	Gurnett	Moreland	Shanahan	Wilsnack
Charles E E	Hackett	Murphy	Sheldon	Wilson
Charles W B	Hammond	Nugent	Sherry	Wolf
Coon	Hanford	Ogden	Shuttleworth	Wood F C
Cotton	Hapeman	Palmer	Slocum	Wood F X
Coutant	Hastings	Parker	Smith A E	Yale
Cowan	Hooker	Patton	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1004) entitled "An act to amend the Stock Corporations Law, in relation to change of number of directors." (Rec. No. 390.)

On motion of Mr. Callahan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 89
NOES 15

Those who voted in the affirmative were:

Allen F E	Ellis	Matthews C R	Prince	Tenjost
Allen J G	Etzel	McKeown	Reeve	Thompson G F
Bass	Evans	Mead	Rigby	Thompson J A
Becker	Fish	Miller	Rogers	Thonet
Bedell	Foelker	Monroe	Sammon	Waddell
Beebe	Foster	Moreland	Santee	Wade
Beihilf	Freidel	Murphy	Schoeneck	Wainwright
Bisland	Gardner	Newton	Scovill	West
Brady	Gates	Ogden	Sheldon	Wemple
Burnett	Gray	Parker	Shuttleworth	Whitney F G

Cadin	Hammond	Patton	Slocum	Whitney G H
Callahan	Hastings	Pendry	Smith A P	Wilsnack
Carrier	Hooker	Perry	Smith A E	Wilson
Coon	Hubbs	Phillips	Smith J E	Wood F C
Cotton	Hurd	Plank	Smith J T	Wood F X
Cowan	La Rue	Platt	Stanley	Yale
Cox	Lewis	Pratt	Steele	Young
Dowling	Maier	Prentice	Stevens	

Those who voted in the negative were:

Anderson	Fuller	Malloy	Palmer	Tompkins
Charles W B	Hackett	Mathews T F	Rosenstein	Wagner
Dodd	Hartman	McManus	Sherry	Wolf

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1005) entitled "An act to amend the Stock Corporations Law, in relation to alterations or extension of business." (Rec. No. 321.)

On motion of Mr. Callahan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 89
NOES 15

Those who voted in the affirmative were:

Allen F E	Ellis	Matthews C R	Prince	Tenjost
Allen J G	Etzel	McKeown	Reeve	Thompson G F
Bass	Evans	Mead	Rigby	Thompson J A
Becker	Fish	Miller	Rogers	Thonet
Bedell	Foelker	Monroe	Sammon	Waddell
Beebe	Foster	Moreland	Santee	Wade
Beihilf	Freidel	Murphy	Schoeneck	Wainwright
Bisland	Gardner	Newton	Scovill	West
Brady	Gates	Ogden	Sheldon	Wemple
Burnett	Gray	Parker	Shuttleworth	Whitney F G
Cadin	Hammond	Patton	Slocum	Whitney G H
Callahan	Hastings	Pendry	Smith A P	Wilsnack
Carrier	Hooker	Perry	Smith A E	Wilson

Coon	Hubbs	Phillips	Smith J E	Wood F C
Cotton	Hurd	Plank	Smith J T	Wood F X
Cowan	La Rue	Platt	Stanley	Yale
Cox	Lewis	Pratt	Steele	Young
Dowling	Maier	Prentice	Stevens	

Those who voted in the negative were:

Anderson	Fuller	Malloy	Palmer	Tompkins
Charles W B	Hackett	Mathews T F	Rosenstein	Wagner
Dodd	Hartman	McManus	Sherry	Wolf

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1346) entitled "An act to amend the Forest, Fish and Game Law, in relation to a special assistant oyster protector." (Rec. No. 417.)

On motion of Mr. Prentice, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Hurd	Perry	Stanley
Allen F E	Dowling	Kavanaugh	Phillips	Steele
Allen J G	Etzel	Knapp	Plank	Stevens
Anderson	Evans	La Fetra	Platt	Sullivan
Bass	Everett	La Rue	Pratt	Tenjost
Becker	Fish	Leggett	Prentice	Thompson G F
Bedell	Fitzsimons	Lewis	Prince	Thompson J A
Beebe	Foelker	Machacek	Quinn	Thonet
Bird	Foster	Maier	Reeve	Waddell
Bisland	Francisco	Malloy	Reilly	Wade
Brady	Freidel	Mathews T F	Rigby	Wagner
Burnett	Fuller	Matthews C R	Rogers	Wadsworth
Burns	Gardner	McKeown	Salomon	Wainwright
Byrne	Gates	McManus	Sammon	Wedemeyer
Cadin	Grady	Mead	Santee	West
Callahan	Grattan	Monroe	Scovil	Wemple

Carrier	Gray	Moreland	Shanahan	Whitney F G
Caughlan	Gurnett	Newton	Sheldon	Whitney G H
Charles W B	Hackett	Nugent	Sherry	Wiegand
Cooke	Hammond	Ogden	Slocum	Wilson
Coon	Hanford	O'Neill	Smith A P	Wolf
Cotton	Hartman	Palmer	Smith A E	Wood F C
Cowan	Hastings	Parker	Smith J E	Wood F X
Cox	Hooker	Patton	Smith J T	Yale
Cunningham	Hooper	Pendry	Smith R H	Young
Dale	Hornidge			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 847) entitled "An act to amend subdivision 7 of section 12 of the Municipal Court Act of the city of New York, relative to designation and rotation of judges." (Rec. No. 327.)

On motion of Mr. Tompkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 1

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	Palmer	Smith A E
Allen F E	Cowan	Hartman	Parker	Smith J E
Allen J G	Cox	Hastings	Patton	Smith J T
Anderson	Dale	Hooker	Pendry	Smith R H
Apgar	Dodd	Hornidge	Perry	Stanley
Bass	Donovan	Hubbs	Phillips	Steele
Becker	Dowling	Hurd	Plank	Sullivan
Bedell	Ellis	Knapp	Platt	Tenjost
Beebe	Etzel	La Rue	Pratt	Thompson J A
Beihilf	Everett	Lewis	Prentice	Thonet
Bird	Fish	Maier	Quinn	Tompkins
Bisland	Fitzsimons	Malloy	Reeve	Wade
Brooks	Foelker	Matthews C R	Reilly	Wadsworth
Burnett	Foster	McKeown	Rigby	Wainwright
Burns	Francisco	McManus	Rogers	Wedemeyer
Burzynski	Freidel	Mead	Salomon	Wemple
Byrne	Fuller	Merritt	Sammon	Whitney F G

Cadin	Gardner	Miller	Schoeneck	Whitney G H
Callahan	Grady	Monroe	Scovill	Wilsnack
Carrier	Grattan	Moreland	Shanahan	Wilson
Caughlan	Gray	Murphy	Sheehy	Wolf
Charles E E	Gurnett	Newton	Sherry	Wood F X
Charles W B	Hackett	Nugent	Shuttleworth	Yale
Coon	Hammond	Ogden	Smith A P	Young
Cotton	Hanford	O'Neill		

In the negative:

Prince

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 500) entitled "An act authorizing the police commissioner of the city of New York to rehear the charges upon which John C. McGee, formerly a patrolman in the police department of the said city, was dismissed from said department in the year 1902 and to reinstate him in the position formerly held by him." (Rec. No. 424.)

On motion of Mr. Palmer, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Perry	Smith R H
Allen F E	Cox	Hornidge	Phillips	Standart
Allen J G	Cunningham	Hurd	Plank	Stanley
Anderson	Dale	Knapp	Platt	Stevens
Apgar	Dodd	La Fetra	Pratt	Sullivan
Becker	Donovan	La Rue	Prentice	Tenjost
Bedell	Ellis	Leggett	Prince	Thompson G F
Beebe	Etzel	Lewis	Quinn	Thonet
Beihilf	Evans	Maier	Reeve	Tompkins
Bird	Fish	Malloy	Reilly	Waddell

Bisland	Fitzsimons	Mathews T F	Rigby	Wagner
Brady	Foelker	Matthews C R	Rogers	Wadsworth
Brooks	Francisco	McKeown	Salomon	Wainwright
Burnett	Freidel	McManus	Sammon	Wedemeyer
Burns	Gardner	Merritt	Santee	West
Burzynski	Gates	Miller	Schoeneck	Whitney F G
Cadin	Grady	Moreland	Scovill	Whitney G H
Cahn	Grattan	Murphy	Shanahan	Wiegand
Callahan	Gray	Newton	Sheehy	Wilson
Carrier	Hackett	Nugent	Sheldon	Wolf
Caughlan	Hammond	O'Neill	Shuttleworth	Wood F C
Charles W B	Hanford	Palmer	Slocum	Wood F X
Cooke	Hapeman	Parker	Smith A P	Yale
Coon	Hartman	Patton	Smith A E	Young
Cotton	Hastings	Pendry	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 440) entitled "An act to amend the Primary Election Law by abolishing special enrollments in cities of the second class." (Rec. No. 271.)

On motion of Mr. Ogden, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hornidge	Parker	Smith J T
Allen F E	Dodd	Hubbs	Patton	Smith R H
Allen J G	Donovan	Hurd	Perry	Standart
Anderson	Ellis	Kavanaugh	Phillips	Steele
Apgar	Etzel	Knapp	Platt	Stevens
Bass	Evans	La Fetra	Plank	Sullivan
Becker	Everett	La Rue	Prentice	Thompson G F
Bedell	Fish	Leggett	Prince	Thompson J A
Beebe	Fitzsimons	Lewis	Quinn	Thonet
Beihilf	Foelker	Maier	Reeve	Tompkins
Bisland	Francisco	Malloy	Reilly	Wade
Brady	Freidel	Mathews T F	Rigby	Wagner

Brooks	Fuller	Matthews C R	Rogers	Wadsworth
Burnett	Gardner	McKeown	Rosenstein	Wainwright
Burns	Gates	McManus	Sammon	Wedemeyer
Byrne	Grady	Mead	Santee	West
Cadin	Grattan	Merritt	Schoeneck	Whitney F G
Cahn	Gray	Miller	Scovill	Whitney G H
Callahan	Gurnett	Moreland	Shanahan	Wiegand
Carrier	Hackett	Murphy	Sheehy	Wilsnack
Caughlan	Hammond	Newton	Sherry	Wolf
Cooke	Hanford	Nugent	Shuttleworth	Wood F C
Cotton	Hapeman	Ogden	Slocum	Wood F X
Coutant	Hartman	O'Neill	Smith A P	Yale
Cox	Hastings	Palmer	Smith J E	Young
Cunningham	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1286) entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city.'" (Rec. No. 389.)

On motion of Mr. Ogden, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Parker	Smith J T
Allen F E	Dale	Hooper	Patton	Smith R H
Allen J G	Donovan	Hastings	Pendry	Sheehy
Anderson	Dowling	Hubbs	Perry	Steele
Apgar	Ellis	Hurd	Phillips	Stevens
Bass	Etzel	Kavanaugh	Plank	Tenjost
Becker	Evans	La Fetra	Platt	Thompson G F
Bedell	Everett	La Rue	Pratt	Thompson J A
Beebe	Fish	Leggett	Prentice	Thonet
Bird	Fitzsimons	Lewis	Prince	Waddell

Bisland	Foelker	Machacek	Quinn	Wade
Brooks	Foster	Maier	Reilly	Wagner
Burnett	Freidel	Malloy	Rigby	Wadsworth
Burns	Fuller	Mathews T F	Rogers	Wainwright
Byrne	Gardner	Matthews C R	Rosenstein	Wedemeyer
Cadin	Gates	McKeown	Sammon	West
Cahn	Grady	McManus	Santee	Wemple
Callahan	Grattan	Mead	Schoeneck	Whitney G H
Carrier	Gray	Miller	Scovill	Wiegand
Charles E E	Gurnett	Monroe	Sheehy	Wilson
Charles W B	Hackett	Moreland	Sheldon	Wolf
Cooke	Hammond	Newton	Sherry	Wood F C
Coon	Hanford	Nugent	Shuttleworth	Wood F X
Cotton	Hapeman	Ogden	Smith A P	Yale
Coutant	Hartman	O'Neill	Smith A E	Young
Cox	Hastings	Palmer	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1267) entitled "An act to amend chapter 30 of the Laws of 1885 and the several acts amendatory thereof and supplemental thereto, including chapter 243 of the Laws of 1900; relating to improvements, including sidewalks already laid or relaid without a petition or to be laid or relaid, curbing, pavement, sewers, and assessments therefor in the village of Oneonta." (Rec. No. 385.)

On motion of Mr. Rogers, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Patton	Smith J E
Allen F E	Cowan	Hastings	Pendry	Smith J T
Allen J G	Cunningham	Hooker	Perry	Smith R H
Anderson	Dale	Hooper	Phillips	Stanley
Apgar	Dodd	Hornidge	Plank	Steele
Bass	Donovan	Hurd	Platt	Stevens]

Becker	Dowling	Kavanaugh	Pratt	Sullivan
Bedell	Ellis	Knapp	Prentice	Tenjost
Beebe	Etzel	La Fetra	Prince	Thompson J A
Beihilf	Evans	La Rue	Quinn	Thonet
Bird	Everett	Leggett	Reilly	Tompkins
Bisland	Fish	Lewis	Rigby	Waddell
Brady	Fitzsimons	Machacek	Rogers	Wagner
Brooks	Foelker	Maier	Rosenstein	Wadsworth
Burnett	Foster	Malloy	Salomon	Wainwright
Burns	Francisco	Mathews T F	Sammon	Wedemeyer
Burzynski	Freidel	Matthews C R	Santee	West
Byrne	Fuller	McKeown	Schoeneck	Wemple
Cahn	Gardner	McManus	Scovill	Whitney F G
Callahan	Gates	Mead	Shanahan	Whitney G H
Carrier	Grady	Miller	Sheehy	Wiegand
Caughlan	Grattan	Monroe	Sherry	Wilson
Charles E E	Gray	Moreland	Shuttleworth	Wolf
Charles W B	Gurnett	Newton	Slocum	Wood F X
Cooke	Hammond	Nugent	Smith A P	Yale
Coon	Hanford	O'Neill	Smith A E	Young
Cotton	Hapeman	Palmer		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1344) entitled "An act to release to Lydia A. Spencer all the right, title and interest of the people of the State of New York in and to certain real estate in the borough of the Bronx in the city of New York, acquired by escheat or forfeiture upon the death of James Forrest." (Rec. No. 422.)

On motion of Mr. O'Neill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hubbs	Perry	Smith J T
Allen F E	Dale	Hurd	Phillips	Smith R H
Allen J G	Donovan	Kavanaugh	Plank	Stanley
Anderson	Dowling	Knapp	Platt	Steele
Apgar	Ellis	La Fetra	Pratt	Stevens

Bass	Etzel	La Rue	Prentice	Tenjost
Becker	Evans	Leggett	Prince	Thompson G F
Bedell	Everett	Lewis	Quinn	Thompson J A
Beihilf	Fitzsimons	Machacek	Reeve	Thonet
Brady	Foelker	Maier	Reilly	Tompkins
Bisland	Francisco	Malloy	Rigby	Waddell
Brady	Freidel	Mathews T F	Rogers	Wagner
Brooks	Gardner	Matthews C R	Rosenstein	Wadsworth
Burns	Gates	McKeown	Salomon	Wainwright
Burzynski	Grady	McManus	Sammon	Wedemeyer
Byrne	Grattan	Mead	Santee	West
Cadin	Gray	Merritt	Schoeneck	Wemple
Callahan	Gurnett	Monroe	Scovill	Whitney F G
Carrier	Hackett	Moreland	Shanahan	Wiegand
Caughlan	Hammond	Newton	Sheehy	Wilsnack
Charles E E	Hanford	Nugent	Sherry	Wilson
Charles W B	Hapeman	Ogden	Shuttleworth	Wolf
Cooke	Hartman	O'Neill	Slocum	Wood F C
Coon	Hastings	Parker	Smith A P	Wood F X
Cotton	Hooker	Patton	Smith A E	Yale
Cowan	Hooper	Pendry	Smith J E	Young
Cox	Hornidge			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1177) entitled "An act to amend chapter 347 of the Laws of 1903, entitled 'An act to provide for annual reports by cities of the second and third class of their financial condition,' in relation to compelling the making of such reports." (Rec. No. 415.)

On motion of Mr. La Rue, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Friday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1122) entitled "An act to repeal chapter 629 of the Laws of 1896, entitled 'An act to close and strike from the town survey map of Kings county all that portion of East Ninety-second street, lying between Avenue L and Avenue N, as the same is laid down on said map.'" (Rec. No. 416.)

On motion of Mr. O'Neill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hapeman	Parker	Smith J T
Allen F E	Cotton	Hartman	Patton	Smith R H
Allen J G	Coutant	Hastings	Pendry	Standart
Anderson	Cowan	Hooper	Perry	Steele
Apgar	Cox	Hubbs	Phillips	Stevens
Bass	Cunningham	Hurd	Plank	Sullivan
Becker	Dale	Knapp	Platt	Tenjost
Bedell	Dodd	La Rue	Pratt	Thompson J A
Beebe	Donovan	Leggett	Prentice	Thonet
Beihilf	Ellis	Lewis	Prince	Tompkins
Bird	Etzel	Machacek	Quinn	Waddell
Bisland	Evans	Maier	Reeve	Wagner
Brady	Everett	Malloy	Reilly	Wadsworth
Brooks	Fish	Mathews T F	Rogers	Wedemeyer
Burnett	Fitzsimons	Matthews C R	Rosenstein	West
Burns	Foster	McKeown	Salomon	Wemple
Burzynski	Francisco	McManus	Santee	Whitney F G
Byrne	Freidel	Mead	Schoeneck	Whitney G H
Cadin	Fuller	Miller	Scovill	Wilsnack
Cahn	Gardner	Monroe	Sheehy	Wilson
Callahan	Gates	Murphy	Sheldon	Wolf
Carrier	Grady	Newton	Sherry	Wood F C
Caughlan	Gray	Nugent	Shuttleworth	Wood F X
Charles E E	Gurnett	O'Neill	Smith A P	Yale
Charles W B	Hackett	Palmer	Smith A E	Young
Cooke	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1100) entitled "An act to amend section 2510 of the Code of Civil Procedure in relation to the examination of the witnesses to wills." (Rec. No. 405.)

On motion of Mr. O'Neill, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the Senate bill (No. 283) entitled "An act to amend the Greater New York charter in relation to actions to recover penalties for the violation of any law or ordinance." (Rec. No. 61.)

On motion of Mr. Prentice, said bill was laid aside and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the Senate bill (No. 1301) entitled "An act to amend the Forest, Fish and Game Law, relative to the protection of wild birds and their nests." (Rec. No. 412.)

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the Senate bill (No. 1336) entitled "An act to cancel assessments for public improvements now levied and assessed against St. Paul's Reformed Episcopal Church in the borough of the Bronx, city of New York." (Rec. No. 425.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Phillips	Smith R H
Allen F E	Cunningham	Hubbs	Plank	Standart
Allen J G	Dale	Hurd	Platt	Stanley
Anderson	Donovan	Knapp	Pratt	Steele
Apgar	Dowling	La Fetra	Prentice	Stevens
Bass	Ellis	La Rue	Prince	Sullivan
Becker	Evans	Leggett	Quinn	Thompson G F
Bedell	Everett	Machacek	Reeve	Thompson J A
Beebe	Fish	Maier	Reilly	Thonet
Beihilf	Foelker	Malloy	Rigby	Tompkins
Bird	Foster	Mathews T F	Rogers	Waddell
Bisland	Francisco	Matthews C R	Rosenstein	Wagner
Brady	Freidel	McKeown	Salomon	Wadsworth
Brooks	Fuller	McManus	Sammon	Wainwright
Burnett	Gardner	Mead	Santee	Wedemeyer
Burns	Gates	Miller	Schoeneck	West

Burzynski	Grady	Monroe	Scovill	Wemple
Byrne	Grattan	Murphy	Shanahan	Whitney F G
Cadin	Gray	Newton	Sheehy	Whitney G H
Callahan	Gurnett	Nugent	Sheldon	Wiegand
Carrier	Hackett	Ogden	Sherry	Wilsnack
Charles E E	Hanford	Palmer	Shuttleworth	Wolf
Charles W B	Hapeman	Parker	Smith A P	Wood F C
Coon	Hartman	Patton	Smith A E	Wood F X
Cotton	Hastings	Pendry	Smith J E	Yale
Coutant	Hooker	Perry	Smith J T	Young
Cowan	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1340) entitled "An act to amend the Military Code relating to arms, uniforms, and equipments for the National Guard and Naval Militia." (Rec. No. 423.)

On motion of Mr. Maier, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Dale	Hooper	Patton	Smith R H
Allen F E	Dodd	Hornidge	Pendry	Standart
Allen J G	Donovan	Hubbs	Perry	Stanley
Apgar	Dowling	Hurd	Phillips	Steele
Bass	Etzel	Kavanaugh	Plank	Sullivan
Becker	Evans	Knapp	Platt	Tenjost
Bedell	Everett	La Rue	Pratt	Thompson G F
Beebe	Fitzsimons	Leggett	Prentice	Thompson J A
Beihilf	Foelker	Lewis	Prince	Thonet
Bird	Foster	Machacek	Quinn	Waddell
Bisland	Francisco	Maier	Reeve	Wade
Brady	Fuller	Malloy	Reilly	Wagner
Brooks	Gardner	Mathews T F	Rigby	Wadsworth
Burns	Gates	Matthews C R	Rogers	Wainwright
Burzynski	Grady	McKeown	Salomon	West
Byrne	Grattan	McManus	Sammon	Wemple

Cahn	Gray	Merritt	Santee	Whitney F G
Callahan	Gurnett	Miller	Scovill	Whitney G H
Carrier	Hackett	Moreland	Shanahan	Wiegand
Charles E E	Hammond	Murphy	Sheehy	Wilson
Charles W B	Hanford	Newton	Sheldon	Wolf
Cooke	Hapeman	Nugent	Shuttleworth	Wood F C
Coon	Hartman	Ogden	Slocum	Wood F X
Coutant	Hastings	Palmer	Smith A E	Yale
Cowan	Hooker	Parker	Smith J E	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1332) entitled "An act authorizing the comptroller of the city of New York to annul certain assessments and taxes in said city against certain real estate owned by the Congregation of Hour Jacob." (Rec. No. 420.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	Newton	Slocum
Allen F E	Coutant	Hapeman	Nugent	Smith A E
Allen J G	Cowan	Hartman	Ogden	Smith J E
Anderson	Cox	Hastings	O'Neill	Smith R H
Apgar	Cunningham	Hooker	Palmer	Standart
Bass	Dale	Hooper	Parker	Stanley
Becker	Dodd	Hornidge	Patton	Steele
Bedell	Donovan	Hubbs	Pendry	Stevens
Beebe	Dowling	Hurd	Perry	Tenjost
Beihilf	Ellis	Kavanaugh	Phillips	Thompson G F
Bird	Etzel	Knapp	Platt	Thonet
Bisland	Evans	La Fetra	Pratt	Tompkins
Brady	Everett	La Rue	Prentice	Wade
Brooks	Fitzsimons	Leggett	Prince	Wagner
Burnett	Foelker	Lewis	Quinn	Wainwright

Burns	Francisco	Machacek	Reeve	Wedemeyer
Burzynski	Freidel	Maier	Reilly	West
Byrne	Fuller	Malloy	Rogers	Whitney F G
Cadin	Gardner	Mathews T F	Rosenstein	Whitney G H
Cahn	Gates	Matthews C R	Salomon	Wiegand
Callahan	Grady	McKeown	Santee	Wilsnack
Carrier	Grattan	McManus	Schoeneck	Wolf
Caughlan	Gray	Mead	Scovill	Wood F C
Charles E E	Gurnett	Miller	Sheehy	Wood F X
Charles W B	Hackett	Monroe	Sheldon	Yale
Cooke	Hammond	Moreland	Shuttleworth	Young
Coon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 849) entitled "An act to incorporate the Hellenic Eastern Orthodox Christian Church of New York." (Rec. No. 419.)

On motion of Mr. Fuller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hanford	O'Neill	Smith A E
Allen F E	Cowan	Hartman	Palmer	Smith J T
Allen J G	Cox	Hastings	Parker	Smith R H
Anderson	Cunningham	Hooker	Pendry	Stanley
Apgar	Dale	Hooper	Perry	Steele
Becker	Dodd	Hornidge	Phillips	Stevens
Bedell	Donovan	Hubbs	Plank	Tenjost
Beebe	Dowling	Hurd	Platt	Thompson G F
Beihilf	Ellis	Knapp	Pratt	Thonet
Bird	Etzel	La Fetra	Prince	Tompkins
Bisland	Evans	La Rue	Quinn	Waddell
Brady	Fish	Lewis	Reeve	Wagner
Brooks	Fitzsimons	Machacek	Reilly	Wadsworth
Burnett	Foelker	Maier	Rigby	Wedemeyer
Burns	Foster	Malloy	Rogers	West
Burzynski	Francisco	Mathews T F	Salomon	Wemple
Byrne	Freidel	Matthews C R	Sammon	Whitney G H

Cadin	Fuller	McKeown	Schoeneck	Wiegand
Cahn	Gardner	McManus	Scovill	Wilsnack
Callahan	Gates	Mead	Shanahan	Wilson
Carrier	Grady	Merritt	Sheehy	Wolf
Caughlan	Grattan	Monroe	Sheldon	Wood F C
Charles W B	Gray	Moreland	Shuttleworth	Wood F X
Cooke	Gurnett	Murphy	Slocum	Yale
Coon	Hackett	Newton	Smith A P	Young
Cotton	Hammond	Nugent		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1350) entitled "An act to amend chapter 506 of the Laws of 1902, entitled 'An act to amend the charter of the village of Saratoga Springs, and to provide for the appointment of sewer, water and street commissioners for said village, and to prescribe their powers and duties.'" (Rec. No. 414.)

On motion of Mr. G. H. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Pendry	Smith J T
Allen F E	Cox	Hooper	Phillips	Smith R H
Allen J G	Cunningham	Hornidge	Plank	Standart
Anderson	Dale	Hubbs	Platt	Steele
Apgar	Dodd	Hurd	Pratt	Stevens
Bass	Donovan	Kavanaugh	Prentice	Tenjost
Becker	Dowling	Knapp	Prince	Thompson G F
Bedell	Ellis	La Fetra	Quinn	Thompson J A
Beihilf	Etzel	Leggett	Reeve	Tompkins
Bird	Evans	Lewis	Reilly	Waddell
Bisland	Fish	Maier	Rigby	Wade
Brady	Fitzsimons	Malloy	Rogers	Wagner
Brooks	Foelker	Mathews T F	Rosenstein	Wadsworth
Burnett	Foster	Matthews C R	Salomon	Wainwright

Burns	Francisco	McKeown	Sammon	Wedemeyer
Burzynski	Freidel	McManus	Santee	West
Byrne	Fuller	Mead	Schoeneck	Wemple
Cadin	Gardner	Merritt	Scovill	Whitney F G
Cahn	Gates	Monroe	Shanahan	Whitney G H
Callahan	Grady	Moreland	Sheehy	Wiegand
Carrier	Grattan	Murphy	Sheldon	Wilsnack
Caughlan	Gray	Newton	Sherry	Wilson
Charles E E	Gurnett	Nugent	Shuttleworth	Wolf
Charles W B	Hackett	Ogden	Slocum	Wood F C
Cooke	Hanford	Palmer	Smith A P	Wood F X
Coon	Hapeman	Parker	Smith A E	Yale
Cotton	Hartman	Patton	Smith J E	Young
Coutant	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bedell in the chair.

Mr. Wainwright moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Allen F E	Cunningham	Kavanaugh	Plank	Steele
Allen J G	Dale	La Fetra	Pratt	Stevens
Anderson	Dodd	La Rue	Prentice	Sullivan
Bass	Dowling	Leggett	Prince	Tenjost
Becker	Ellis	Lewis	Quinn	Thompson G F
Bedell	Etzel	Machacek	Reeve	Thompson J A
Beebe	Evans	Maier	Rigby	Thonet
Beihilf	Fitzsimons	Malloy	Rogers	Tompkins
Bird	Foelker	Mathews T F	Rosenstein	Waddell
Brady	Foster	Matthews C R	Santee	Wade
Burnett	Freidel	McKeown	Scovill	Wagner
Burns	Fuller	McManus	Shanahan	Wainwright
Burzynski	Gardner	Miller	Sheehy	Wedemeyer
Byrne	Gates	Monroe	Sheldon	West
Cadin	Grattan	Murphy	Sherry	Wemple
Cahn	Gray	Newton	Shuttleworth	Whitney F G
Callahan	Hackett	Nugent	Slocum	Whitney G H
Carrier	Hammond	Ogden	Smith A P	Wiegand
Caughlan	Hartman	Palmer	Smith A E	Wilsnack
Coon	Hastings	Parker	Smith J E	Wilson
Cotton	Hooker	Patton	Smith J T	Wood F X
Coutant	Hubbs	Perry	Smith R H	Yale
Cowan	Hurd	Phillips	Stanley	Young
Cox				116

Mr. Speaker announced the special order, being the bill (No. 1377) entitled "An act to provide for the appointment of Supreme Court Commissioners in judicial departments containing coun-

ties having a certain population, and providing for the mode of selecting and appointing such Supreme Court Commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners." (Int. No. 1118.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 53
NOES 59

Those who voted in the affirmative were:

Allen F E	Freidel	Monroe	Prentice	Stevens
Allen J G	Gardner	Moreland	Rigby	Thompson G F
Bass	Gray	Murphy	Rogers	Wainwright
Bedell	Hammond	Newton	Santee	Wemple
Beihilf	Hartman	Ogden	Scovill	Whitney F G
Callahan	Hastings	Parker	Slocum	Whitney G H
Charles W B	La Rue	Patton	Smith A P	Wilsnack
Cowan	Leggett	Pendry	Smith J E	Wood F C
Cunningham	Maier	Phillips	Smith J T	Wood F X
Etzel	Matthews C R	Plank	Stanley	Young
Foster	Miller	Pratt		

Those who voted in the negative were:

Anderson	Cotton	Hackett	Prince	Standart
Becker	Cox	Hooker	Quinn	Tenjost
Beebe	Dale	Hornidge	Reeve	Thompson J A
Bird	Dodd	Kavanaugh	Rosenstein	Thonet
Brady	Donovan	La Fetra	Salomon	Tompkins
Burns	Dowling	Machacek	Sammon	Waddell
Burzynski	Ellis	Malloy	Shanahan	Wade
Cahn	Evans	Mathews T F	Sheldon	Wagner
Carrier	Fitzsimons	McKeown	Sherry	Wedemeyer
Caughlan	Foelker	Nugent	Shuttleworth	Wiegand
Cooke	Fuller	Palmer	Smith A E	Wolf
Coon	Gates	Perry	Smith R H	

Mr. Wainwright moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill

(No. 617) entitled "An act to amend the Railroad Law in relation to abandonment of parts of routes." (Rec. No. 515.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 618) entitled "An act to amend the Railroad Law relative to grants to railroad corporations by the Commissioners of the Land Office to facilitate changes of grade." (Rec. No. 316.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 701) entitled "An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes." (Rec. No. 206.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Phillips	Smith J T
Allen F E	Cunningham	Hornidge	Plank	Smith R H
Anderson	Dodd	Hurd	Platt	Stanley
Apgar	Donovan	Kavanaugh	Pratt	Steele
Bass	Ellis	Knapp	Prentice	Sullivan
Becker	Evans	La Rue	Prince	Tenjost
Bedell	Everett	Leggett	Quinn	Thompson G F
Beebe	Fish	Machacek	Reeve	Thonet
Beihilf	Fitzsimons	Malloy	Reilly	Tompkins
Bird	Foster	Mathews T F	Rigby	Waddell
Brady	Francisco	Matthews C R	Rogers	Wagner
Brooks	Freidel	McKeown	Rosenstein	Wadsworth
Burnett	Fuller	McManus	Salomon	Wainwright
Burzynski	Gardner	Merritt	Sammon	Wedemeyer

Byrne	Gates	Monroe	Santee	Wemple
Cadin	Grady	Moreland	Schoeneck	Whitney F G
Cahn	Grattan	Newton	Shanahan	Whitney G H
Carrier	Gray	Nugent	Sheehy	Wilsnack
Caughlan	Gurnett	Ogden	Sheldon	Wilson
Charles E E	Hackett	Palmer	Sherry	Wood F C
Cooke	Hammond	Parker	Shuttleworth	Wood F X
Coon	Hanford	Patton	Smith A P	Yale
Cotton	Hartman	Pendry	Smith A E	Young
Cowan	Hooker	Perry	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1169) entitled "An act to amend the Stock Corporations Law in relation to the power to borrow money and mortgage property." (Rec. No. 337.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 148
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith R H
Allen F E	Cunningham	Hornidge	Perry	Standart
Allen J G	Dale	Hubbs	Phillips	Stanley
Anderson	Dodd	Hurd	Plank	Steele
Apgar	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Fetra	Prentice	Tenjost
Bedell	Etzel	La Rue	Prince	Thompson G F
Beebe	Evans	Leggett	Quinn	Thompson J A
Beihilf	Everett	Lewis	Reeve	Thonet
Bird	Fish	Machacek	Reilly	Tompkins
Bisland	Fitzsimons	Maier	Rigby	Waddell
Brady	Foelker	Malloy	Rogers	Wade
Brooks	Foster	Mathews T F	Rosenstein	Wagner
Burnett	Francisco	Matthews C R	Salomon	Wadsworth
Burns	Freidel	McKeown	Sammon	Wainwright
Burzynski	Fuller	McManus	Santee	Wedemeyer
Byrne	Gardner	Mead	Schoeneck	West
Cadin	Gates	Merritt	Scovill	Wemple
Cahn	Grady	Miller	Shanahan	Whitney F G
Callahan	Grattan	Monroe	Sheehy	Whitney G H

Carrier	Gray	Moreland	Sheldon	Wiegand
Caughlan	Gurnett	Murphy	Sherry	Wilsnack
Charles E E	Hackett	Newton	Shuttleworth	Wilson
Charles W B	Hammond	Nugent	Slocum	Wolf
Cooke	Hanford	Ogden	Smith A P	Wood F C
Coon	Hapeman	O'Neill	Smith A E	Wood F X
Cotton	Hartman	Palmer	Smith J E	Yale
Coutant	Hastings	Parker	Smith J T	Young
Cowan	Hooker	Patton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1043) entitled "An act authorizing the city of New York to grant to the Harlem River and Port Chester Railroad Company, land in Pelham Bay park and the Bronx and Pelham parkway, for its corporate purposes." (Rec. No. 254.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 2

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Patton	Smith J T
Allen F E	Cowan	Hooker	Pendry	Standart
Allen J G	Cox	Hooper	Perry	Stanley
Anderson	Dale	Hornidge	Phillips	Steele
Apgar	Dodd	Hubbs	Platt	Sullivan
Bass	Donovan	Hurd	Pratt	Tenjost
Becker	Dowling	Kavanaugh	Prentice	Thompson J A
Bedell	Ellis	La Fetra	Prince	Thonet
Beihilf	Etzel	La Rue	Quinn	Waddell
Bird	Evans	Leggett	Reeve	Wade
Bisland	Everett	Machacek	Reilly	Wagner
Brady	Fish	Malloy	Rigby	Wadsworth
Brooks	Fitzsimons	Mathews T F	Rogers	Wainwright
Burnett	Foelker	Matthews C R	Rosenstein	West
Burns	Francisco	McKeown	Salomon	Wemple
Burzynski	Freidel	McManus	Sammon	Whitney G H
Byrne	Gardner	Merritt	Santoe	Wiegand
Cadin	Gates	Miller	Schoeneck	Wilsnack
Callahan	Grattan	Monroe	Shanahan	Wilson
Carrier	Gray	Murphy	Sheehy	Wolf

Caughlan	Gurnett	Newton	Sheldon	Wood F C
Charles E E	Hackett	Nugent	Sherry	Wood F X
Charles W B	Hammond	Ogden	Shuttleworth	Yale
Coon	Hanford	Palmer	Smith A P	Young
Cotton	Hapeman	Parker	Smith A E	

Those who voted in the negative were:

Cahn Fuller

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1349) entitled "An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pest house, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds." (Rec. No. 413.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Perry	Smith R H
Allen F E	Cunningham	Hornidge	Phillips	Standart
Allen J G	Dale	Hurd	Plank	Stanley
Anderson	Dodd	Knapp	Platt	Stevens
Apgar	Donovan	La Fetra	Pratt	Sullivan
Becker	Ellis	Leggett	Prentice	Tenjost
Bedell	Etzel	Lewis	Prince	Thompson J A
Beebe	Evans	Maier	Quinn	Thonet
Bird	Everett	Malloy	Reeve	Tompkins
Bisland	Fish	Matthews C R	Reilly	Waddell
Brooks	Fitzsimons	McKeown	Rigby	Wade
Burnett	Foelker	McManus	Rogers	Wadsworth
Burns	Foster	Mead	Rosenstein	Wainwright
Burzynski	Freidel	Merritt	Sammon	Wedemeyer
Cadin	Fuller	Miller	Santee	Wemple
Cahn	Gardner	Monroe	Schoeneck	Whitney F G

Callahan	Gates	Murphy	Scovill	Whitney G H
Carrier	Grady	Newton	Sheehy	Wiegand
Caughlan	Gray	Nugent	Sheldon	Wilson
Cooke	Gurnett	O'Neill	Sherry	Wolf
Coon	Hackett	Palmer	Shuttleworth	Wood F C
Cotton	Hanford	Parker	Smith A P	Wood F X
Coutant	Hapeman	Patton	Smith J E	Yale
Cowan	Hastings	Pendry	Smith J T	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 881) entitled "An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Coney Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railway Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes as amended by chapter 603 of the Laws of 1904.'" (Rec. No. 349.)

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Wemple called up the Assembly bill (No. 1414) entitled "An act to provide a purchasing agent for the county of Schenectady, in regulating the management of said office" (Int. No. 964), heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Mr. Wemple moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all

the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	O'Neill	Smith J T
Allen F E	Cunningham	Hastings	Palmer	Smith R H
Allen J G	Dale	Hooker	Parker	Standart
Anderson	Dodd	Hooper	Patton	Stanley
Bass	Donovan	Hornidge	Pendry	Steele
Becker	Dowling	Hubbs	Perry	Sullivan
Bedell	Ellis	Hurd	Phillips	Tenjost
Beebe	Etzel	Kavanaugh	Platt	Thompson G F
Beihilf	Evans	Knapp	Pratt	Thompson J A
Bird	Everett	La Fetra	Prentice	Tompkins
Bisland	Fish	La Rue	Prince	Waddell
Brady	Fitzsimons	Leggett	Quinn	Wade
Brooks	Foelker	Lewis	Reeve	Wagner
Burnett	Foster	Machacek	Rigby	Wainwright
Burns	Francisco	Maier	Rogers	Wedemeyer
Byrne	Freidel	Malloy	Rosenstein	West
Cadin	Fuller	Mathews T F	Sammon	Whitney F G
Cahn	Gardner	Matthews C R	Santee	Whitney G H
Callahan	Gates	McKeown	Scovill	Wiegand
Carrier	Grady	McManus	Shanahan	Wilson
Caughlan	Grattan	Merritt	Sheehy	Wolf
Charles E E	Gray	Miller	Sheldon	Wood F C
Cooke	Gurnett	Moreland	Shuttleworth	Wood F X
Coon	Hammond	Murphy	Slocum	Yale
Cotton	Hanford	Nugent	Smith A E	Young
Coutant	Hapeman	Ogden	Smith J E	

Mr. Wemple moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

In line 2 of the title strike out the word "in" and insert the word "and."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hooker, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the Senate bill (No. 856, Assembly reprint No. 2264) entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws'" (Rec. No. 182), with a message that they have

non-concurred in the amendments of the Assembly thereto, and request the appointment of a conference committee thereon, and that the President of the Senate has appointed as such committee on the part of the Senate Messrs. Raines, Lewis and Cullen.

Mr. Speaker put the question whether the House would agree to said request of the Senate, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Plank, Burnett and Wagner.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly has complied with the request of the Senate for a conference committee thereon, and that Mr. Speaker has appointed such committee on the part of the Assembly.

The Senate returned the bill (No. 1067, Senate reprint No. 1135) entitled "An act to provide for the acquirement and abolition of toll roads and toll bridges" (Int. No. 470), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 11, after the word "a" insert the words "toll road or."

Same page, line 3, after the word "such" insert the words "road or."

Same page, line 6, after the word "town" strike out the word "of" and insert the word "or."

Same page, line 7, after the word "such" insert the words "road or."

Same page, line 9, after the word "a" insert the words "toll road or."

Page 2, lines 1, 4, 6 and 14, after the word "such" insert the words "road or."

Same page, lines 12 and 23, after the word "the" insert the words "road or."

Same page, line 25, and page 3, lines 10, 14, 20, 21 and 25, after the word "said" insert the words "road or."

Page 4, lines 6, 8 and 10, after the word "toll" insert the words "road or."

Same page, line 7, after the word "free" insert the words "road or."

Same page, line 17, after the word "toll" insert the words "road or."

Amend the title to read as follows:

"An act to provide for the acquirement and abolition of toll roads and toll bridges."

Mr. G. H. Whitney moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 2

Those who voted in the affirmative were:

Agnew	Cunningham	Hooper	Plank	Standart
Allen F E	Dale	Hubbs	Platt	Stanley
Allen J G	Dodd	Hurd	Pratt	Steele
Anderson	Donovan	Kavanaugh	Prentice	Stevens
Apgar	Dowling	Knapp	Prince	Tenjost
Bass	Etzel	La Fetra	Quinn	Thompson G F
Becker	Evans	La Rue	Reeve	Thompson J A
Bedell	Everett	Leggett	Reilly	Thonet
Beebe	Fish	Lewis	Rigby	Tompkins
Beihilf	Fitzsimons	Machacek	Rosenstein	Waddell
Bird	Foelker	Maier	Salomon	Wade
Bisland	Foster	Malloy	Sammon	Wagner
Brooks	Francisco	Mathews T F	Santee	Wadsworth
Burnett	Freidel	Matthews C R	Schoeneck	Wainwright
Burns	Fuller	McKeown	Scovill	Wedemeyer
Byrne	Gates	McManus	Shanahan	West
Cadin	Grady	Mead	Sheehy	Wemple
Cahn	Grattan	Miller	Sheldon	Whitney F G
Callahan	Gray	Moreland	Sherry	Whitney G H
Carrier	Gurnett	Murphy	Shuttleworth	Wiegand
Charles E E	Hackett	Newton	Slocum	Wilsnack
Charles W B	Hammond	Ogden	Smith A P	Wilson
Cooke	Hanford	O'Neill	Smith A E	Wolf
Coon	Hapeman	Patton	Smith J E	Wood F X
Cotton	Hartman	Pendry	Smith J T	Yale
Coutant	Hooker	Perry	Smith R H	Young
Cox				

Those who voted in the negative were:

Palmer	Rogers

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1641, Senate reprint No. 1252) entitled "An act to amend the Insurance Law, in relation to Lloyds associations" (Int. No. 798), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 3, after the word "shall" insert the words "on all policies;" also, after the word "hereafter" insert the word "issued."

Same page, line 15, after the period insert the words "If for any reason the reserve fund hereinabove provided for of any such individual, partnership or association of underwriters known as Lloyds or as individual underwriters, shall become impaired such impairment shall be made good within ninety days from the service of a requisition by the superintendent of insurance upon such individual, partnership or association of underwriters known as Lloyds or as individual underwriters."

Same page, lines 18 and 19, strike out from the word "or," after the word "name," to the word "titles," inclusive, and insert the words "filing with."

Same page, line 19, after the word "first" strike out balance of line and the word "of" at beginning of line 20.

Same page, line 20, after the word "insurance" insert the words "a written notice of their intention so to do; but no such change shall be made if the name or names proposed to be adopted, shall, in the judgment of the superintendent of insurance, be so similar to the name or names used by any other individual, partnership or association of underwriters known as Lloyds or as individual underwriters, or corporations authorized by law to transact insurance business within this state, as to be calculated to deceive; and no such individual, partnership or association of underwriters known as Lloyds or as individual underwriters shall hereafter establish branches under other or different names or titles without first obtaining the written approval of the superintendent of insurance."

Page 3, line 14, after the period insert the words "Provided, however, that nothing herein contained shall prohibit any person, partnership, association or corporation now authorized by law

from acting as agent or attorney in fact for any such individual, partnership or association of underwriters known as Lloyds or as individual underwriters for the purpose of liquidating liabilities incurred on policies issued prior to the date on which this act shall go into effect."

Mr. Lewis moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Platt	Stanley
Allen F E	Cunningham	Hornidge	Pratt	Steele
Allen J G	Dale	Hubbs	Prentice	Stevens
Anderson	Dodd	Kavanaugh	Prince	Sullivan
Apgar	Donovan	Knapp	Quinn	Tenjost
Bass	Dowling	La Fetra	Reeve	Thompson G F
Becker	Etzel	La Rue	Rigby	Thonet
Bedell	Evans	Leggett	Rogers	Tompkins
Beebe	Everett	Lewis	Rosenstein	Waddell
Beihilf	Fish	Machacek	Salomon	Wade
Bird	Foelker	Maier	Sammon	Wadsworth
Brady	Foster	Mathews T F	Schoeneck	Wainwright
Brooks	Francisco	Matthews C R	Scovill	Wedemeyer
Burnett	Freidel	McKeown	Shanahan	West
Burns	Fuller	McManus	Sheehy	Wemple
Burzynski	Gardner	Merritt	Sheldon	Whitney F G
Cadin	Gates	Monroe	Sherry	Whitney G H
Cahn	Grady	Moreland	Shuttleworth	Wiegand
Carrier	Grattan	Newton	Slocum	Wilsnack
Caughlan	Gurnett	Ogden	Smith A P	Wilson
Charles E E	Hackett	O'Neill	Smith A E	Wolf
Charles W B	Hammond	Parker	Smith J E	Wood F C
Coon	Hanford	Patton	Smith J T	Wood F X
Cotton	Hapeman	Pendry	Smith R H	Yale
Coutant	Hartman	Perry	Standart	Young
Cowan	Hooker	Phillips		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1865, Senate reprint No. 1383) entitled "An act to amend the Greater New York

charter, relative to Anniversary day, so-called, as a holiday in the public schools of the borough of Brooklyn, city of New York" (Int. No. 1367), with a message that they have concurred in the passage of the same with the following amendment:

Page 1, line 9, strike out the words "Friday" to "year," inclusive, and insert the words "Thursday in June in each year, except in those years when the first Thursday in June occurs in the same week with Memorial day, and in such years the second Thursday in June."

Mr. Murphy moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Parker	Smith J E
Allen F E	Cox	Hornidge	Patton	Smith J T
Allen J G	Dale	Hurd	Pendry	Smith R H
Anderson	Dodd	Kavanaugh	Perry	Stanley
Apgar	Donovan	Knapp	Phillips	Steele
Bass	Ellis	La Fetra	Plank	Stevens
Bedell	Etzel	La Rue	Pratt	Sullivan
Beebe	Evans	Leggett	Prentice	Thompson G F
Beihilf	Everett	Machacek	Prince	Thompson J A
Bird	Fish	Maier	Quinn	Thonet
Bisland	Fitzsimons	Malloy	Reeve	Waddell
Brooks	Foster	Mathews T F	Reilly	Wade
Burnett	Francisco	Matthews C R	Rogers	Wagner
Burns	Freidel	McKeown	Rosenstein	Wadsworth
Burzynski	Gardner	McManus	Salomon	Wainwright
Cadin	Gates	Mead	Sammon	West
Cahn	Grady	Miller	Santee	Whitney F G
Callahan	Gray	Monroe	Scovill	Whitney G H
Caughlan	Gurnett	Moreland	Shanahan	Wiegand
Charles E E	Hammond	Murphy	Sheldon	Wilson
Charles W B	Hanford	Newton	Sherry	Wolf
Cooke	Hapeman	Nugent	Slocum	Wood F X
Coon	Hartman	O'Neill	Smith A P	Yale
Cotton	Hastings	Palmer	Smith A E	Young
Coutant	Hooker			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Assembly bill (No. 471, Senate reprint No. 1377) entitled "An act to amend the Military Code, relative to armories" (Int. No. 442), with a message that they have concurred in the passage of the same with the following amendments:

Page 3, line 7, strike out the word "armories" and insert the word "armorers."

Page 6, strike out lines 4 to 26, inclusive.

Page 7, strike out lines 1 to 9, inclusive, and insert the following:

"§ 4. Section one hundred and forty of said chapter as amended by chapter seven hundred and fifty-three of the laws of nineteen hundred and four, is hereby amended to read as follows:

"§ 140. Compensation of employees in armories.—The persons appointed under the provisions of the two preceding sections shall receive compensation for the time actually and necessarily employed in their duties, to be fixed by the commanding officer appointing such persons as follows: When employed in armories or arsenals located in cities, armorers, janitors and engineers not to exceed four dollars per day, unless the city has a population of less than two hundred thousand, in which case such compensation shall not exceed three dollars per day, and two dollars per day in armories or arsenals not located in cities; laborers not to exceed two dollars per day, except in cities having a population of one million or over, three dollars per day; an armorer employed in an arsenal or armory having two hundred thousand or more square feet of floor surface and occupied by a regiment, and laborers employed in arsenals or armories located in cities having a population of over three hundred thousand and less than one million may, in the discretion of the commanding officer appointing them, receive additional compensation not to exceed twenty-five cents per day after five years service and not to exceed twenty-five cents per day for each succeeding five years service, the aggregate amount of such additional compensation not to exceed one dollar per day, which compensation, as certified to by the commanding officer appointing such persons, under the provisions of the two preceding sections, shall be paid semimonthly upon the certificate of such officer, and shall be a county charge upon the county in which such armory or arsenal is situated; and shall be levied, collected and paid in the same manner as other county charges are levied, collected and paid. A commissioned officer in active service shall not be eligible for

appointment to, and shall not hold the position of armorer, janitor, engineer or laborer in any armory or arsenal."

Mr. Cotton moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Monroe	Shuttleworth
Allen F E	Cox	Hanford	Moreland	Slocum
Allen J G	Cunningham	Hapeman	Newton	Smith A E
Anderson	Dale	Hartman	Ogden	Smith J T
Apgar	Dodd	Hooker	O'Neill	Standart
Becker	Donovan	Hooper	Palmer	Steele
Bedell	Dowling	Hornidge	Patton	Sullivan
Beebe	Ellis	Hubbs	Pendry	Tenjost
Bird	Etzel	Hurd	Perry	Thompson J A
Bisland	Evans	Kavanaugh	Phillips	Tompkins
Brady	Everett	Knapp	Plank	Wade
Brooks	Fish	La Fetra	Platt	Wagner
Burns	Foelker	La Rue	Prentice	Wainwright
Burzynski	Foster	Leggett	Prince	West
Cadin	Francisco	Machacek	Reeve	Wemple
Cahn	Freidel	Maier	Reilly	Whitney G H
Callahan	Fuller	Malloy	Rogers	Wiegand
Carrier	Gardner	Mathews T F	Rosenstein	Wilsnack
Charles E E	Grady	Matthews C R	Sammon	Wilson
Charles W B	Grattan	McKeown	Schoeneck	Wolf
Coon	Gray	McManus	Scovill	Wood F X
Cotton	Gurnett	Mead	Sheehy	Yale
Coutant	Hackett	Miller	Sherry	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication from the Governor was received and read, in the words following:

State of New York—Executive Chamber,
Albany, *April* 26, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1143, enti-

tled "An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton' and the several acts amendatory thereof, relative to sale of lands for unpaid taxes or assessments." (Int. No. 502.)

FRANK W. HIGGINS.

Mr. F. E. Allen moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hornidge	Pendry	Stanley
Allen F E	Dale	Hubbs	Perry	Stevens
Allen J G	Dodd	Hurd	Phillips	Sullivan
Anderson	Donovan	Knapp	Plank	Thompson G F
Bass	Dowling	La Fetra	Platt	Thompson J A
Becker	Ellis	Leggett	Prentice	Thonet
Bedell	Evans	Lewis	Prince	Tompkins
Beebe	Everett	Machacek	Quinn	Waddell
Beihilf	Fitzsimons	Maier	Reilly	Wade
Bisland	Foelker	Malloy	Rigby	Wagner
Brady	Foster	Mathews T F	Rosenstein	Wadsworth
Brooks	Francisco	Matthews C R	Salomon	Wainwright
Burns	Fuller	McKeown	Santee	West
Burzynski	Gardner	McManus	Schoeneck	Wemple
Byrne	Gates	Merritt	Scovill	Whitney F G
Cadin	Grady	Miller	Sheehy	Whitney G H
Callahan	Grattan	Monroe	Sheldon	Wiegand
Carrier	Gray	Murphy	Sherry	Wilson
Charles E E	Gurnett	Nugent	Shuttleworth	Wolf
Charles W B	Hackett	Ogden	Smith A P	Wood F C
Cooke	Hanford	O'Neill	Smith J E	Wood F X
Coon	Hartman	Palmer	Smith J T	Yale
Cotton	Hastings	Patton	Standart	Young
Cowan	Hooper			

Mr. F. E. Allen moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 13, line 14, strike out the word "to" and insert in place thereof the word "by."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Fish offered for the consideration of the House, a resolution, in the words following:

Resolved, That the Assembly judiciary committee, to which was referred the matter of the investigation of certain allegations against Warren B. Hooker, be and it is hereby granted that further time until Monday evening, May 1, to complete such investigation and report to the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved, That the House meet in regular session on Saturday, April 29, at 10 o'clock a. m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hammond offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1354, entitled "An act in relation to certain assessments for local improvements in the city of Syracuse" (Int. No. 915), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Cahn offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of

Assembly bill No. 2069, entitled "An act to amend the Real Property Law, relative to conveyances" (Int. No. 1312), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Cotton offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 383, entitled "An act to reappropriate money for the acquisition of additional land for the Creedmore rifle range, as provided by chapter 633 of the Laws of 1903, and making the same applicable for improvements to said rifle range" (Int. No. 344), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Bisland offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 957, Senate reprint No. 1159, entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits" (Int. No. 476), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Whereas, Mr. Hiram Cronk, of the town of Ava, Oneida county, N. Y., is to celebrate on April 29, 1905, the 105th anniversary of his birth; and

Whereas, The said Hiram Cronk is a veteran of the War of 1812, and is now the only pensioned soldier of that war, and so far as known the only surviving veteran,

Resolved (if the Assembly concur), That the Legislature of the State of New York hereby extends to him its greetings on the occasion of the celebration of his 105th birthday, and congratulates him upon his long and useful life, and patriotic services to his country.

Resolved, That a copy of these resolutions be engrossed by the Clerks of the Senate and Assembly, and be immediately forwarded to Mr. Cronk, at Ava, Oneida county, N. Y.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Assembly requesting the return to the Senate of Senate bill No. 470, entitled "An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations, or changes as amended by chapter 603 of the Laws of 1904" (Rec. No. 349), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of

Senate bill No. 230, entitled "An act to amend section 88 of chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' relative to garbage and ashes" (Rec. No. 149), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Palmer.—Mr. Speaker, in the rush of the opening part of the session yesterday, there was a motion made and a vote appears to have been taken with reference to sending back to the Governor a bill providing for the payment of $27,000. I did not hear the motion made—in fact, I did not hear the people vote for it—but believing that I ought to have heard and believing others ought to have heard, if they are recorded upon that proposition, I desire at this time to have the vote rescinded, in order that I may make a statement. Next, I am not quite in favor of the Governor's sending back appropriation bills here simply to hold them as a cudgel over this House to see whether or not he can get such legislation as he desires; and after thinking he gets it, or gets it in some form, then having his bill sent back and claim then it is a good bill. In other words, it is a bad bill to-day and returned from him, and becomes a good bill to-morrow, because there may have been some objection on the part of the House to tax measures, that some gentlemen here at least are opposed to. I therefore hope upon the motion to send the bill back to the Governor providing for $27,000 being raised or taken from the taxes raised by the people to pay this deficiency, it will receive a vote which will not permit its return to the Governor for approval.

Mr. Rogers.—Mr. Speaker, I wish to absolve the gentleman from Schoharie from any lack of attention by reason of the fact that this resolution was passed in the usual informal manner here

yesterday. There was no intended discourtesy to the gentleman, but the bill followed the usual course and was passed without submitting it, because it was supposed there was no objection. The bill to which the gentleman refers has already been discussed and passed upon by the House. The merits of the proposition need not be discussed here. The bill was recalled from the Governor at his instance because he was led to believe that it was improper for him to sign any appropriation bill except those which were absolutely imperative, until the end of the session, when all the bills could be laid before him and he could consider them in entirety. That is a wise policy which any business man appreciates in the handling of his private enterprises and which is dictated by good judgment in the matters of the affairs of state. The bill in question, while it supplies deficiencies is not to meet any contingency which was created in violation of law. There may be a misunderstanding so far as that is concerned, and I am told that the duties which were performed were rendered on the poll in New York that could only be made and paid for by this sort of legislation. I trust, Mr. Speaker, that the motion of the gentleman will not prevail. I move the previous question.

Mr. Speaker.—The Chair desires to state that he was the one who is to blame for this resolution. The Chair has, upon the return of bills of members who have asked to recall and send a bill back for the purpose of making them 30 day bills, simply sent them to the Senate, as has been the custom. Supposing that such was the nature of this resolution he took from the desk, he sent it over to the Senate—not knowing what it was.

Mr. Palmer moved to reconsider the vote by which the resolution returning Assembly bill No. 126 (Int. No. 126) was returned to the Governor.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the passage of said resolution, and it was determined in the negative.

AYES 44
NOES 100

Those who voted in the affirmative were:

Anderson	Dodd	Hornidge	Prince	Smith R H
Bird	Donovan	Kavanaugh	Reilly	Sullivan
Burns	Etzel	La Fetra	Rosenstein	Thompson J A
Burzynski	Fish	Machacek	Salomon	Tompkins
Byrne	Fitzsimons	Malloy	Sammon	Wagner
Cahn	Fuller	Mathews T F	Shanahan	Wedemeyer
Caughlan	Grady	McKeown	Sheehy	Wiegand
Cooke	Gurnett	McManus	Sherry	Wolf
Dale	Hackett	Nugent	Smith A E	

Those who voted in the negative were:

Agnew	Cowan	Hubbs	Pendry	Steele
Allen F E	Cox	Hurd	Perry	Stevens
Allen J G	Cunningham	Knapp	Phillips	Tenjost
Bass	Dowling	La Fetra	Platt	Thompson G F
Becker	Evans	La Rue	Pratt	Thonet
Bedell	Fish	Leggett	Prentice	Waddell
Beebe	Foelker	Lewis	Reeve	Wade
Beihilf	Foster	Maier	Rigby	Wadsworth
Bisland	Francisco	Matthews C R	Rogers	Wainwright
Brady	Freidel	Mead	Santee	West
Brooks	Gardner	Merritt	Schoeneck	Wemple
Burnett	Gates	Miller	Scovill	Whitney F G
Cadin	Grattan	Monroe	Sheldon	Whitney G H
Callahan	Gray	Moreland	Shuttleworth	Wilsnack
Carrier	Hammond	Murphy	Slocum	Wilson
Charles E E	Hanford	Newton	Smith A P	Wood F C
Charles W B	Hapeman	Ogden	Smith J E	Wood F X
Coon	Hastings	O'Neill	Smith J T	Yale
Cotton	Hooker	Parker	Standart	Young
Coutant	Hooper	Patton	Stanley	

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1354, entitled "An act in relation to certain assessments for local improvements in the city of Syracuse" (Int. No. 915), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 957, Senate reprint No. 1159, entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits" (Int. No. 476), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from

the Governor, for the purpose of amendment, Assembly bill No. 2069, entitled "An act to amend the Real Property Law, relative to conveyances" (Int. No. 1312), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution returning to the Governor Assembly bill No. 383, entitled "An act to reappropriate money for the acquisition of additional land for the Creedmore rifle range, as provided by chapter 633 of the Laws of 1903, and making the same applicable for improvements to said rifle range" (Int. No. 344), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Assembly bill (No. 1478, Senate reprint No. 1312) entitled "An act to amend the Railroad Law in relation to the protection of street railroad employees in the counties of New York, Kings and Queens" (Int. No. 69), with a message that the request of the Assembly for a committee of conference thereon is concurred in, and that the President of the Senate has appointed as such committee on behalf of the Senate Messrs. Gardner, Allds and Cullen.

The Senate returned the Assembly bill (No. 1868, Senate reprint No. 1345) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 1373), with a message that the request of the Assembly for a committee of conference thereon is concurred in, and that the President of the Senate has appointed as such committee on behalf of the Senate Messrs. Malby, Armstrong and Grady.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1069, entitled "An act to amend the Greater New York charter, in relation to the use of patented articles" (Int. No. 887), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 921, entitled "An act to provide for the payment of the claim of Frank J. Gallagher for extra labor performed and material furnished in building bridge in Highland park, borough of Queens, city of New York" (Int. No. 449), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1111, entitled "An act to authorize the comptroller of the city of New York, in his discretion, to examine into the facts concerning the services rendered by William McQuillan and Charles Haggerty as clerk and stenographer respectively in connection with the city magistrate's court, fourth district, second division, borough of Brooklyn, city of New York" (Int. No. 929), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1125, entitled "An act in relation to Cornelia street, in the borough of Brooklyn, city of New York" (Int. No. 939), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 21, entitled "An act in relation to Greene avenue and Madison street in the borough of Brooklyn, city of New York" (Int. No. 21), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClel-

lan, mayor of the city of New York, returning Assembly bill No. 1227, entitled "An act to amend the State Charities Law in relation to the board of managers of the Society for the Reformation of Juvenile Delinquents in the city of New York" (Int. No. 1017), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 676, entitled "An act to authorize the payment of the claim of James A. Russell for services rendered the city of New York" (Int. No. 610), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 162, entitled "An act to enable the police commissioner of the city of New York to rehear and determine the charges against Richard Dillon, a policeman of the second grade, for reinstatement in said department" (Int. No. 162), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 636, entitled "An act to authorize the board of estimate and apportionment in the city of New York, to audit, adjust and pay Rudolph Confield for services rendered as probation officer" (Int. No. 94), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 1856, entitled "An act to amend the Greater New York charter, relative to the certification of public records by the comptroller"

(Int. No. 1116), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill No. 75, entitled "An act authorizing the board of estimate and apportionment of the city of New York to allow, and authorizing and directing the comptroller of the said city to pay certain claims incurred for the maintenance of the municipal court of the city of New York, twelfth district, Manhattan borough, during the year 1903" (Int. No. 75), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. James H. Waring, mayor of the city of Olean, returning Assembly bill No. 1139, entitled "An act to authorize the city of Olean to acquire the Oak Lawn cemetery, and other lands, for the establishment of a public park, to provide for the removal of remains in such cemetery, and the reinterment thereof, and to authorize the issue of bonds for the purposes of the act" (Int. No. 954), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. T. B. Kimber, mayor of the city of Rensselaer, returning Assembly bill No. 1663, entitled "An act to amend chapter 359 of the Laws of 1897, entitled 'An act to incorporate the city of Rensselaer,' relative to additional bonds for street pavements and the erection of a fire house, and the issue of bonds therefor" (Int. No. 1283), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 584, Assembly reprint No. 2230), entitled "An act to amend chapter 105 of the Laws of

1891, entitled 'An act to revise the charter of the city of Buffalo,' relating to ward boundaries" (Rec. No. 226), with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Assembly bill (No. 1569, Senate reprint No. 1318), entitled "An act to release to Peter H. L. Bradt and James J. Bradt the right, title and interest of the people of the State of New York acquired by escheat in and to certain real estate situate in the city of Niagara Falls, county of Niagara and State of New York." (Int. No. 453.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act authorizing the village of Weedsport to issue bonds." (No. 2177, Int. No. 1511.)

"An act to legalize the acts of Leon C. Rhodes, a notary public." (No. 2173, Int. No. 1507.)

"An act to change the name of the Sacred Heart Academy to Clason Point Military Academy." (No. 2191, Int. No. 1521.)

"An act enabling the Board of Embalming Examiners of the State of New York to receive the application of Patrick J. Burke of the borough of Manhattan, city of New York, for a license to engage in the business of embalming." (No. 2138, Int. No. 1492.)

"An act to amend the State Charities Law, authorizing the transfer of inmates of State charitable institutions." (No. 2067, Int. No. 586.)

"An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested." (No. 1050, Int. No. 623.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Rogers, the House adjourned.

FRIDAY, APRIL 28, 1905.

The House met pursuant to adjournment.

Prayer by Rev. C. H. McDonald.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture" (No. 1385, Rec. No. 431), which was read the first time and referred to the committee on ways and means.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the city of Rochester against the State for assessments for local improvements levied and assessed against the State of New York, and to render judgment therefor" (No. 1433, Rec. No. 432), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the county of Oneida against the State for damages alleged to have been sustained by said county and to render judgment therefor" (No. 1435, Rec. No. 433), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, composing the firm of Risley & Love, against the State for damages alleged to have been sustained by them, and to render judgment therefor" (No. 1432, Rec. No. 434), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of William D. Hudson, against the State for salary alleged to be due him as Deputy State Factory Inspector and to render judgment therefor" (No.

1438, Rec. No. 435), which was read the first time and referred to the committee on claims.

"An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property abutting upon Vernon avenue adjacent to Newtown creek, borough of Queens, in the city of New York, by reason of the construction of the bridge over Newtown creek, between Manhattan avenue in the borough of Brooklyn and Vernon avenue, in the borough of Queens, and the approaches thereto" (No. 1386, Rec. No. 436), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law by providing for the appointment of game protectors for Jamaica bay and adjacent waters on Long Island and making an appropriation thereof" (No. 1329, Rec. No. 437), which was read the first time and referred to the committee on fisheries and game.

"An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city" (No. 1367, Rec. No. 438), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 134 of the Laws of 1905, entitled 'An act to extend the boundaries of the city of Rochester and to include therein the village of Brighton and a portion of the town of Brighton,' relative to enrollments, cemeteries, et cetera" (No. 1231, Rec. No. 439), which was read the first time and referred to the committee on affairs of cities.

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Clever against the State for damages for injuries alleged to have been sustained by him, and to render judgment therefor" (No. 1434, Rec. No. 440), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Charles E. Yale against

the State for bounty for services alleged to have been rendered by him, and to render judgment therefor" (No. 1440, Rec. No. 441), which was read the first time and referred to the committee on claims.

"An act to amend the Liquor Tax Law, relative to the obtaining and filing of consents after the revocation of a liquor tax certificate" (No. 1445, Rec. No. 442), which was read the first time and referred to the committee on excise.

"An act to amend chapter 243 of the Laws of 1853, entitled 'An act to incorporate the DeVeaux College for Orphan and Destitute Children" (No. 1392, Rec. No. 443), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend section 323 of the Penal Code, relative to lotteries" (No. 846, Rec. No. 444), which was read the first time and referred to the committee on codes.

"An act relating to the property of extinct or disbanded Congregational churches and societies" (No. 1137, Rec. No. 445), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend the Code of Civil Procedure relating to order of distribution" (No. 1351, Rec. No. 446), which was read the first time and referred to the committee on codes.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Frank Rubano, an infant, by Felice Rubano, his guardian ad litem, against the State, for damages alleged to have been sustained by said infant and to render judgment therefor" (No. 1430, Rec. No. 447), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the court of claims to hear, audit and determine the alleged claim of William Conway, as administrator of James Hendy, deceased, against the State for damages alleged to have been sustained by him and to render judgment therefor" (No. 1429, Rec. No. 448), which was read the first time and referred to the committee on claims.

"An act to provide for the participation of the State of New York in the Jamestown Tercentennial Exposition, to be held on and near the waters of Hampton Roads, in the State of Virginia, in the year 1907, and making an appropriation therefor" (No. 1365, Rec. No. 449), which was read the first time and referred to the committee on ways and means.

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Siebrand H. Niewenhous, an alleged owner of real property in New York city, against the State for damages alleged to have been sustained by him and to render judgment therefor" (No. 1439, Rec. No. 450), which was read the first time and referred to the committee on claims.

Mr. Wedemeyer introduced a bill entitled "An act to amend chapter 235 of the Laws of 1904, entitled 'An act to validate the record of certain deeds and other instruments affecting the title to real estate,' in relation to the officers taking the acknowledgment or proof" (Int. No. 1579), which was read the first time and referred to the committee on the judiciary.

Mr. Fish introduced a bill entitled "An act to authorize the building of a State dock and lighthouse on Lewis Point in Oneida lake in the county of Madison, and making an appropriation therefor" (Int. No. 1580), which was read the first time and referred to the committee on ways and means.

Mr. Moreland introduced a bill entitled "An act to amend subdivision 1 of section 31 of chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' as amended by chapter 371 of the Laws of 1895, in relation to the payment of the bonds of said city" (Int. No. 1577), which was read the first time and referred to the committee on affairs of cities.

Mr. R. H. Smith introduced a bill entitled "An act to amend the Code of Civil Procedure in relation to the powers and duties of commissioners appointed in proceedings for the condemnation of real property" (Int. No. 1578), which was read the first time and referred to the committee on codes.

Mr. Bedell, from the committee of conference, presented the following report:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill (No. 1478, Senate reprint No. 1312) entitled "An act to amend the Railroad Law in relation to the protection of street railroad employees in the counties of New York, Kings and Queens" (Int. No. 69), report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Senate recedes from its amendments.

J. P. ALLDS,
FRANK J. GARDNER,
THOS. H. CULLEN,
Com. on part of Senate.

LOUIS BEDELL,
OSCAR L. THONET,
ARTHUR C. WADE.
JOHN R. YALE,
HARRY H. DALE,
Committee on part of Assembly.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Palmer	Smith J T
Allen F E	Cox	Hastings	Parker	Smith R H
Allen J G	Cunningham	Hooper	Pendry	Standart
Anderson	Dale	Hornidge	Perry	Stanley
Apgar	Dodd	Hubbs	Phillips	Steele
Bass	Donovan	Hurd	Plank	Sullivan
Becker	Dowling	Kavanaugh	Platt	Tenjost
Beebe	Ellis	Knapp	Prentice	Thompson G T
Beihilf	Evans	La Fetra	Prince	Thompson J A
Bird	Everett	La Rue	Quinn	Thonet
Bisland	Fish	Leggett	Reeve	Waddell
Brady	Fitzsimons	Lewis	Reilly	Wade
Brooks	Foelker	Machacek	Rogers	Wagner
Burnett	Foster	Maier	Rosenstein	Wadsworth
Burzynski	Francisco	Malloy	Salomon	Wainwright
Byrne	Fuller	Mathews T F	Sammon	West
Cadin	Gardner	Matthews C R	Santee	Wemple
Cahn	Gates	McKeown	Schoeneck	Whitney F G
Callahan	Grady	McManus	Scovill	Whitney G H

Carrier	Grattan	Merritt	Shanahan	Wiegand
Caughlan	Gray	Miller	Sheldon	Wilsnack
Charles E E	Gurnett	Monroe	Sherry	Wilson
Charles W B	Hackett	Murphy	Shuttleworth	Wolf
Cooke	Hammond	Newton	Smith A P	Wood F X
Coon	Hanford	Nugent	Smith A E	Yale
Cotton	Hapeman	O'Neill	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the conference committee thereon.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to revise and consolidate the charter of the village of Ossining, county of Westchester." (No. 2026, Int. No. 1399.)

Senate, "An act to amend the Code of Civil Procedure, relating to the contents of a complaint, answer and reply." (No. 1005, Assembly reprint No. 2280, Rec. No. 127.)

"An act to divide the city of Utica into 22 wards establishing the boundaries of said wards and providing for the election, term of office and compensation of the ward officers for said wards and repealing section 3 of chapter 18 of the Laws of 1862 entitled 'An act to revise the charter of the city of Utica,' and certain other acts." (No. 2232, Int. No. 1240.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 423 of the Laws of 1903, entitled 'An act to provide for the abolition, discontinuance and avoidance of certain grade crossings in the city of New York.'" (No. 2247, Int. No. 1551.)

"An act to provide for the participation of the State of New York in the Jamestown Tercentennial Exposition, to be held on and near the waters of Hampton Roads, in the State of Virginia, in the year 1907, and making an appropriation therefor." (No. 2217, Int. No. 1537.)

"An act to amend the charter of the city of New Rochelle in relation to the powers and duties of the city engineer and the board of sewer commissioners of said city." (No. 2235, Int. No. 1538.)

"An act to provide an additional stenographer for the city court of the city of New York." (No. 2205, Int. No. 1525.)

"An act to amend the Insurance Law with respect to the valuation of policies." (No. 2214, Int. No. 1534.)

"An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health." (No. 716, Int. No. 636.)

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways' relative to obstructions." (No. 2282, Int. No. 1556.)

"An act to amend the Code of Civil Procedure, in relation to the exemption of jurors." (No. 2206, Int. No. 1526.)

Senate, "An act amending section 1251 of the Code of Civil Procedure, relative to the lien of judgments." (No. 1176, Assembly reprint No. 2263, Rec. No. 356.)

"An act making an appropriation to the State Engineer for preparing surveys and estimates of the probable expense for constructing dikes and barriers along the Delaware river in the town of Cochecton in the county of Sullivan." (No. 2237, Int. No. 1514.)

"An act to confer jurisdiction upon the board of education of the city of Niagara Falls to hear, audit and determine and pay the alleged claims of Edward Liefer, an infant, and Max Liefer, against said board of education, for damages alleged to have been sustained by them, through the negligence of said board." (No. 432, Int. No. 411.)

"An act in relation to the government of the city of Utica and abolishing the organization of the town of Utica." (No. 2289, Int. No. 1564.)

"An act to confirm and legalize certain taxes and assessments in the city of Utica." (No. 2288, Int. No. 1563.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to amend the Railroad Law, in relation to the computation and payment of license fees and percentages of street surface railroad companies." (No. 855, Rec. No. 242.)

"An act to amend section 6 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company.'" (No. 1025, Rec. No. 267.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend the Membership Corporations Law, relative to soldiers' monument corporations." (No. 1260, Rec. No. 429.)

"An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company,

and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes as amended by chapter 603 of the Laws of 1904.'" (No. 881, Rec. No. 349.)

"An act to release to Bridget McDonough the right, title and interest of the people of the State of New York acquired by escheat, in and to certain real estate situate in the city of Schenectady." (No. 816, Rec. No. 296.)

"An act ratifying expenditures of the board of health of the city of Schenectady in respect to a pest house, the equipment thereof, the payment of special policemen, and providing for the payment of such expenditures by the city of Schenectady, and the raising of money therefor by the issuing of bonds." (No. 1349, Rec. No. 413.)

"An act to amend chapter 38 of the general laws, known as the Insurance Law, and to add an additional section thereto, to be known as section 59." (No. 287, Rec. No. 116.)

"An act to amend chapter 705 of the Laws of 1901, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' relative to the number of certain employees or subordinates." (No. 805, Rec. No. 163.)

"An act to amend section 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals,' by increasing the amount to be spent annually to carry out the provisions of said act." (No. 243, Rec. No. 292.)

"An act to amend the Penal Code in relation to crimes against the elective franchises." (No. 1054, Rec. No. 338.)

"An act making an appropriation for the payment of an assessment upon the lands of the Rochester State Hospital for the improvement of South avenue in the city of Rochester." (No. 297, Rec. No. 363.)

"An act to provide for the disposal of sewage of the village of Ballston Spa in the county of Saratoga by construction of inter-

cepting and trunk sewers and purification works." (No. 1248, Rec. No. 428.)

"An act to amend the Forest, Fish and Game Law, relative to the protection of the nests of wild birds." (No. 1148, Rec. No. 362.)

"An act to authorize and direct the closing of Cromwell's creek and the grant of lands under the waters thereof between East One Hundred and Sixty-first street and the bulkhead line of the Harlem river, in the city of New York, and the filling in, ownership and use thereof as fast land." (No. 1263, Rec. No. 371.)

"An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture." (No. 1385, Rec. No. 431.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2308) entitled "An act to amend the Greater New York charter in relation to the salaries of surgeons of police" (Int. No. 1446), reported in favor of the passage of the same with the following amendments, and that the same be reprinted as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported:

Page 2, line 8, after the word "dollars" insert the words "and each police surgeon shall have the same rank as an inspector of police."

Same page, lines 5 and 6, strike out the words "and each police surgeon shall have the same rank as an inspector of police."

Which report was agreed to and said bill ordered reprinted as amended, and that when it shall have been on the desks of the

members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Hammond, from the committee on revision, to which was referred the bill (No. 2053) entitled "An act to amend sections 534, 539, 541 and 547 of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning" (Int. No. 1454), reported the same with the following recommendations:

Page 2, line 4, after the word "from" strike out the word "the."

Same page, line 3, after the word "garbage" strike out the comma.

Page 3, line 18, strike out the word "direction" and insert the word "discretion."

Same page, line 19, strike out the word "contracts" and insert the word "contract."

Same page, line 21, after the word "street" insert the words "or streets, section."

Page 4, line 3, after the word "property" and before the word "for" insert the word "or."

Page 4, line 4, strike out the word "the" before the word "streets."

Page 6, line 12, after the word "removal" insert a comma.

FRED W. HAMMOND,
Chairman.

Which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties." (No. 2307, Int. No. 1171.)

"An act to provide for the treatment of persons, residents of the city of New York, male and female, in the city of New York, who are habitually intoxicated or who are found guilty of intoxi-

cation or who become incompetent or dangerous from the use of alcoholic stimulants, opiates, narcotics or drugs of any description." (No. 2293, Int. No. 189.)

"An act to amend the Code of Civil Procedure, in relation to jail liberties in the county of Broome." (No. 2272, Int. No. 1484.)

"An act to amend the State Charities Law, by providing for the establishment of shop schools for the blind, and for the investigation of the causes of blindness and the inauguration of measures for its prevention." (No. 2291, Int. No. 1390.)

"An act to amend the Liquor Tax Law, relative to places where liquor may be sold." (No. 2306, Int. No. 807.)

"An act to amend the Code of Civil Procedure, relative to trial of issues." (No. 2290, Int. No. 603.)

"An act to amend the Greater New York charter, in relation to the rank and to the salaries of surgeons of police." (No. 2308, Int. No. 1446.)

"An act in relation to the government of the city of Utica and abolishing the organization of the town of Utica." (No. 2289, Int. No. 1564.)

"An act to confirm and legalize certain taxes and assessments in the city of Utica." (No. 2288, Int. No. 1563.)

"An act to provide an additional stenographer for the city court of the city of New York." (No. 2205, Int. No. 1525.)

"An act to provide for the participation of the State of New York in the Jamestown Ter-Centennial Exposition, to be held on and near the waters of Hampton Roads, in the State of Virginia, in the year 1907, and making an appropriation therefor." (No. 2217, Int. No. 1537.)

"An act to confer jurisdiction upon the board of education of the city of Niagara Falls to hear, audit, determine and pay the alleged claims of Edward Liefer, an infant, and Max Liefer, against said board of education, for damages alleged to have been sustained by them, through the negligence of said board." (No. 432, Int. No. 411.)

"An act to amend the charter of the city of New Rochelle in relation to the powers and duties of the city engineer and the board of sewer commissioners of said city." (No. 2235, Int. No. 1538.)

"An act to amend the Insurance Law with respect to the valuation of policies." (No. 2214, Int. No. 1534.)

"An act to amend the Code of Civil Procedure, in relation to the exemption of jurors." (No. 2206, Int. No. 1526.)

"An act making an appropriation to the State Engineer for preparing surveys and estimates of the probable expense for constructing dikes and barriers along the Delaware river in the town of Cochecton in the county of Sullivan." (No. 2237, Int. No. 1540.)

"An act to amend chapter 423 of the Laws of 1903, entitled 'An act to provide for the abolition, discontinuance and avoidance of certain grade crossings in the city of New York.'" (No. 2247, Int. No. 1551.)

"An act to amend the Forest, Fish and Game Law, relative to close season on trout." (No. 2296, Int. No. 1006.)

"An act to legalize, ratify and confirm the action of the town board of the town of Stockport in the county of Columbia compromising and settling certain claims of James A. Haynes against said town and certain litigation with reference thereto." (No. 2221, Rec. No. 277.)

Mr. Speaker announced the special order, being the bill (No. 716) entitled "An act to amend the Public Health Law, relative to violations of orders or regulations of local boards of health." (Int. No. 636.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Patton	Standart
Allen F E	Cox	Hooper	Pendry	Stanley
Allen J G	Cunningham	Hornidge	Perry	Steele
Anderson	Dodd	Hubbs	Phillips	Stevens
Apgar	Donovan	Hurd	Plank	Tenjost
Bass	Dowling	Kavanaugh	Platt	Thompson G F
Becker	Etzel	Knapp	Pratt	Thompson J A
Bedell	Evans	La Fetra	Prentice	Thonet
Beebe	Everett	La Rue	Prince	Waddell
Beihilf	Fish	Leggett	Reeve	Wade
Bird	Fitzsimons	Lewis	Reilly	Wagner
Bisland	Foelker	Maier	Rigby	Wadsworth
Brady	Foster	Malloy	Rosenstein	Wainwright
Brooks	Francisco	Mathews T F	Salomon	Wedemeyer
Burnett	Freidel	Matthews C R	Sammon	West
Burns	Fuller	McKeown	Schoeneck	Wemple
Burzynski	Gardner	McManus	Scovill	Whitney F G
Byrne	Gates	Merritt	Shanahan	Whitney G H
Cadin	Grady	Miller	Sheehy	Wiegand
Cahn	Grattan	Monroe	Sherry	Wilsnack
Carrier	Gray	Moreland	Shuttleworth	Wilson
Caughlan	Gurnett	Murphy	Slocum	Wolf
Charles E E	Hammond	Nugent	Smith A P	Wood F C
Charles W B	Hanford	Ogden	Smith A E	Wood F X
Cooke	Hapeman	O'Neill	Smith J T	Yale
Coon	Hartman	Palmer	Smith R H	Young
Coutant	Hastings	Parker		

In the negative:

Callahan

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 14, Assembly reprint No. 2280) entitled "An act to amend the Code of Civil Procedure, relating to the contents of a complaint, answer and reply." (Rec. No. 127.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Pendry	Smith J E
Allen F E	Cunningham	Hooper	Perry	Smith J T
Allen J G	Dale	Hornidge	Phillips	Smith R H
Anderson	Dodd	Hubbs	Plank	Standart
Apgar	Donovan	Hurd	Platt	Stanley
Bass	Ellis	Kavanaugh	Pratt	Steele
Becker	Etzel	La Fetra	Prentice	Stevens
Bedell	Evans	La Rue	Prince	Sullivan
Beebe	Everett	Leggett	Quinn	Thompson G F
Beihilf	Fish	Lewis	Reeve	Thompson J A
Bird	Fitzsimons	Machacek	Reilly	Thonet
Bisland	Foelker	Maier	Rigby	Waddell
Brooks	Foster	Malloy	Rogers	Wade
Burnett	Francisco	Mathews T F	Rosenstein	Wadsworth
Burns	Freidel	Matthews C R	Salomon	Wainwright
Burzynski	Fuller	McKeown	Sammon	West
Cadin	Gardner	McManus	Schoeneck	Whitney F G
Cahn	Grady	Mead	Scovill	Whitney G H
Carrier	Grattan	Miller	Shanahan	Wiegand
Caughlan	Gray	Moreland	Sheehy	Wilson
Charles E E	Gurnett	Murphy	Sheldon	Wolf
Charles W B	Hackett	Nugent	Sherry	Wood F C
Cooke	Hanford	Ogden	Shuttleworth	Wood F X
Coon	Hapeman	O'Neill	Slocum	Yale
Cotton	Hartman	Parker	Smith A P	Young
Cowan	Hastings	Patton		

In the negative:

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 2232) entitled "An act to divide the city of Utica into twenty-two wards, establishing the boundaries of said wards and providing for the election, term of office and compensation of the ward officers for said wards and repealing section 3 of chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' and certain other acts." (Int. No. 1240.)

On motion of Mr. Gates, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2026) entitled "An act to revise and consolidate the charter of

the village of Ossining, county of Westchester." (Int. No. 1399.)

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the Senate bill (No. 855) entitled "An act to amend the Railroad Law, in relation to the computation and payment of license fees and percentages of street surface railroad companies." (Rec. No. 242.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hastings	Palmer	Smith J T
Allen F E	Cotton	Hooker	Parker	Smith R H
Allen J G	Cowan	Hooper	Patton	Standart
Anderson	Cox	Hornidge	Pendry	Stanley
Apgar	Cunningham	Hubbs	Perry	Steele
Bass	Dale	Kavanaugh	Plank	Sullivan
Becker	Dodd	Knapp	Platt	Tenjost
Bedell	Donovan	La Fetra	Pratt	Thompson G F
Beebe	Dowling	Leggett	Prince	Thompson J A
Beihilf	Ellis	Lewis	Quinn	Tompkins
Bird	Evans	Machacek	Reeve	Waddell
Bisland	Everett	Maier	Reilly	Wagner
Brooks	Fish	Malloy	Rogers	Wadsworth
Burnett	Foelker	Mathews T F	Rosenstein	Wainwright
Burns	Foster	Matthews C R	Sammon	Wedemeyer
Burzynski	Francisco	McKeown	Santee	Wemple
Byrne	Fuller	McManus	Schoeneck	Whitney F G
Cadin	Gardner	Mead	Shanahan	Whitney G H
Cahn	Gates	Merritt	Sheehy	Wiegand
Callahan	Grattan	Miller	Sherry	Wilsnack
Carrier	Gurnett	Moreland	Shuttleworth	Wolf
Caughlan	Hackett	Murphy	Slocum	Wood F C
Charles E E	Hammond	Newton	Smith A P	Wood F X
Charles W B	Hapeman	Nugent	Smith A E	Yole
Cooke	Hartman	O'Neill	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1025) entitled "An act to amend section 6 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company.'" (Rec. No. 267.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hubbs	Plank	Stanley
Allen F E	Donovan	Hurd	Platt	Steele
Allen J G	Ellis	Kavanaugh	Pratt	Stevens
Anderson	Etzel	La Fetra	Prentice	Sullivan
Apgar	Evans	La Rue	Prince	Tenjost
Bass	Everett	Leggett	Quinn	Thompson G F
Bedell	Fish	Lewis	Reeve	Thompson J A
Beebe	Fitzsimons	Machacek	Reilly	Thonet
Beihilf	Foelker	Maier	Rigby	Tompkins
Bird	Foster	Malloy	Rogers	Waddell
Brady	Francisco	Mathews T F	Rosenstein	Wade
Brooks	Freidel	Matthews C R	Salomon	Wagner
Burnett	Fuller	McKeown	Sammon	Wadsworth
Burzynski	Gardner	McManus	Santee	Wedemeyer
Byrne	Gates	Merritt	Schoeneck	West
Cadin	Grattan	Miller	Scovill	Wemple
Callahan	Gray	Monroe	Shanahan	Whitney F G
Carrier	Gurnett	Murphy	Sheehy	Whitney G H
Caughlan	Hackett	Newton	Sheldon	Wiegand
Charles E E	Hammond	Ogden	Sherry	Wilsnack
Cooke	Hanford	O'Neill	Shuttleworth	Wilson
Coon	Hapeman	Palmer	Slocum	Wolf
Cotton	Hartman	Parker	Smith A P	Wood F C
Coutant	Hastings	Patton	Smith A E	Wood F X
Cowan	Hooker	Pendry	Smith J E	Yale
Cunningham	Hooper	Perry	Smith J T	Young
Dale	Hornidge	Phillips	Standart	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1457) entitled "An act to amend the Primary Election Law, in

relation to representation in committees and conventions in certain counties." (Int. No. 1171.)

On motion of Mr. Wilsnack, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wesdnesday next.

Mr. Speaker announced the special order, being the bill (No. 2247) entitled "An act to amend chapter 423 of the Laws of 1903, entitled 'An act to provide for the abolition, discontinuance and avoidance of certain grade crossings in the city of New York.'" (Int. No. 1551.)

On motion of Mr. La Fetra, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith R H
Allen F E	Cunningham	Hornidge	Perry	Stanley
Allen J G	Dale	Hubbs	Phillips	Steele
Apgar	Donovan	Hurd	Plank	Stevens
Bass	Dowling	Knapp	Platt	Sullivan
Becker	Etzel	La Fetra	Pratt	Tenjost
Bedell	Evans	Leggett	Prentice	Thompson G F
Beebe	Everett	Lewis	Prince	Thompson J A
Beihilf	Fish	Machacek	Reeve	Thonet
Bird	Fitzsimons	Malloy	Reilly	Tompkins
Bisland	Foelker	Mathews T F	Rogers	Waddell
Brady	Francisco	Matthews C R	Rosenstein	Wade
Burnett	Freidel	McKeown	Salomon	Wagner
Burns	Fuller	McManus	Sammon	Wadsworth
Burzynski	Gardner	Mead	Santee	Wainwright
Byrne	Gates	Miller	Schoeneck	Wedemeyer
Cadin	Grady	Monroe	Shanahan	Wemple
Cahn	Grattan	Moreland	Sheehy	Whitney F G
Carrier	Gray	Murphy	Sheldon	Whitney G H
Caughlan	Hackett	Nugent	Sherry	Wiegand
Charles E E	Hammond	Ogden	Shuttleworth	Wilson
Cooke	Hanford	O'Neill	Slocum	Wolf
Coon	Hapeman	Palmer	Smith A E	Wood F X
Cotton	Hartman	Parker	Smith J E	Yale
Coutant	Hastings	Patton	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2217) entitled "An act to provide for the participation of the State of New York in the Jamestown Ter-Centennial Exposition, to be held on and near the waters of Hampton Roads, in the State of Virginia, in the year 1907, and making an appropriation therefor." (Int. No. 1537.)

On motion of Mr. Wainwright, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hurd	Plank	Steele
Allen F E	Donovan	Knapp	Platt	Stevens
Allen J G	Dowling	La Fetra	Pratt	Sullivan
Anderson	Etzel	Leggett	Prentice	Tenjost
Apgar	Evans	Lewis	Prince	Thompson G F
Becker	Fish	Machacek	Quinn	Thompson J A
Bedell	Fitzsimons	Maier	Reeve	Thonet
Beebe	Foelker	Malloy	Reilly	Tompkins
Beihilf	Francisco	Mathews T F	Rigby	Waddell
Bird	Freidel	Matthews C R	Rogers	Wade
Brady	Fuller	McKeown	Salomon	Wagner
Brooks	Gardner	McManus	Sammon	Wadsworth
Burns	Gates	Merritt	Santee	Wainwright
Burzynski	Grady	Miller	Scovill	Wedemeyer
Byrne	Grattan	Monroe	Shanahan	Wemple
Cahn	Gray	Murphy	Sheehy	Whitney F G
Callahan	Gurnett	Newton	Sheldon	Whitney G H
Caughlan	Hackett	Nugent	Sherry	Wiegand
Charles E E	Hammond	O'Neill	Slocum	Wilsnack
Cooke	Hapeman	Palmer	Smith A P	Wilson
Coon	Hartman	Parker	Smith A E	Wolf
Coutant	Hastings	Patton	Smith J E	Wood F C
Cowan	Hooker	Pendry	Smith J T	Wood F X
Cox	Hornidge	Perry	Smith R H	Yale
Cunningham	Hubbs	Phillips	Standart	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2235) entitled "An act to amend the charter of the city of New Rochelle in relation to the powers and duties of the city engineer and the board of sewer commissioners of said city." (Int. No. 1538.)

On motion of Mr. Wainwright, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Parker	Smith R H
Allen F E	Cunningham	Hooker	Patton	Standart
Allen J G	Dale	Hooper	Pendry	Stanley
Anderson	Dodd	Hornidge	Perry	Steele
Apgar	Donovan	Hurd	Phillips	Stevens
Becker	Ellis	Kavanaugh	Platt	Tenjost
Bedell	Etzel	Knapp	Pratt	Thompson J A
Beebe	Everett	La Fetra	Prentice	Thonet
Beihilf	Fish	La Rue	Quinn	Tompkins
Bisland	Fitzsimons	Leggett	Reeve	Waddell
Brady	Foelker	Lewis	Rigby	Wade
Brooks	Foster	Machacek	Rogers	Wagner
Burns	Freidel	Maier	Rosenstein	Wainwright
Burzynski	Fuller	Mathews T F	Salomon	Wedemeyer
Byrne	Gardner	Matthews C R	Santee	West
Cahn	Gates	McKeown	Schoeneck	Wemple
Callahan	Grady	Mead	Scovill	Whitney G H
Carrier	Grattan	Merritt	Shanahan	Wiegand
Charles E E	Gray	Monroe	Sheldon	Wilson
Charles W B	Gurnett	Moreland	Sherry	Wolf
Cooke	Hackett	Murphy	Slocum	Wood F C
Coon	Hammond	Newton	Smith A P	Wood F X
Cotton	Hanford	Ogden	Smith A E	Yale
Coutant	Hapeman	O'Neill	Smith J E	Young
Cowan	Hartman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2205) entitled "An act to provide an additional stenographer for the city court of the city of New York." (Int. No. 1525.)

On motion of Mr. McManus, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hastings	O'Neill	Smith J E
Allen F E	Cowan	Hooper	Palmer	Smith J T
Allen J G	Cox	Hornidge	Parker	Standart
Anderson	Cunningham	Hubbs	Pendry	Stanley
Apgar	Dale	Hurd	Perry	Stevens
Bass	Dodd	Kavanaugh	Phillips	Sullivan
Becker	Dowling	Knapp	Plank	Tenjost
Bedell	Ellis	La Fetra	Platt	Thompson G F
Beebe	Etzel	La Rue	Pratt	Thonet
Beihilf	Evans	Leggett	Prentice	Tompkins
Bird	Everett	Lewis	Prince	Waddell
Bisland	Fish	Machacek	Quinn	Wade
Brady	Fitzsimons	Maier	Reeve	Wagner
Brooks	Foelker	Malloy	Rigby	Wadsworth
Burnett	Francisco	Mathews T F	Rogers	Wainwright
Burns	Freidel	Matthews C R	Rosenstein	West
Burzynski	Fuller	McKeown	Salomon	Wemple
Byrne	Gates	McManus	Sammon	Whitney F G
Cadin	Grady	Mead	Schoeneck	Whitney G H
Cahn	Gray	Merritt	Scovill	Wilsnack
Callahan	Gurnett	Miller	Sheehy	Wilson
Carrier	Hackett	Monroe	Sheldon	Wolf
Caughlan	Hammond	Murphy	Sherry	Wood F C
Charles E E	Hanford	Newton	Shuttleworth	Wood F X
Charles W B	Hapeman	Nugent	Slocum	Yale
Cooke	Hartman	Ogden	Smith A P	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2214) entitled "An act to amend the Insurance Law with respect to the valuation of policies." (Int. No. 1534.)

On motion of Mr. Tompkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hanford	Palmer	Smith R H
Allen F E	Cowan	Hapeman	Parker	Standart
Allen J G	Cox	Hartman	Patton	Steele
Anderson	Cunningham	Hastings	Pendry	Stevens
Apgar	Dale	Hooker	Perry	Sullivan
Bass	Dodd	Hooper	Phillips	Tenjost
Becker	Donovan	Hornidge	Platt	Thompson J A
Bedell	Dowling	Hubbs	Pratt	Thonet
Beebe	Ellis	Hurd	Prentice	Tompkins
Beihilf	Etzel	Kavanaugh	Prince	Waddell
Bird	Evans	Knapp	Quinn	Wagner
Bisland	Fish	La Rue	Reeve	Wadsworth
Brady	Fitzsimons	Leggett	Reilly	Wainwright
Burnett	Foelker	Machacek	Rogers	Wedemeyer
Burns	Foster	Maier	Rosenstein	Wemple
Burzynski	Francisco	Malloy	Sammon	Whitney F G
Byrne	Freidel	Matthews C R	Santee	Whitney G H
Cadin	Fuller	McKeown	Schoeneck	Wiegand
Cahn	Gardner	McManus	Shanahan	Wilsnack
Callahan	Gates	Merritt	Sheehy	Wilson
Carrier	Grady	Miller	Sheldon	Wolf
Caughlan	Grattan	Monroe	Shuttleworth	Wood F C
Charles W B	Gray	Murphy	Slocum	Wood F X
Cooke	Gurnett	Newton	Smith A P	Yale
Coon	Hackett	Ogden	Smith J E	Young
Cotton	Hammond	O'Neill	Smith J T	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2282) entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways,' relative to obstructions." (Int. No. 1556.)

On motion of Mr. Plank, and by unanimous consent, said bill

was ordered placed on the second reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2206) entitled "An act to amend the Code of Civil Procedure, in relation to the exemption of jurors." (Int. No. 1526.)

On motion of Mr. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	Patton	Smith R H
Allen F E	Coutant	Hartman	Pendry	Standart
Allen J G	Cowan	Hastings	Perry	Stanley
Anderson	Cox	Hornidge	Phillips	Steele
Apgar	Cunningham	Hubbs	Plank	Stevens
Bass	Dale	Kavanaugh	Platt	Tenjost
Becker	Donovan	Knapp	Pratt	Thompson J A
Pedell	Dowling	La Rue	Prentice	Thonet
Beebe	Ellis	Leggett	Prince	Tompkins
Beihilf	Etzel	Lewis	Quinn	Wade
Bird	Evans	Maier	Reilly	Wagner
Brady	Everett	Malloy	Rigby	Wadsworth
Brooks	Fish	Mathews T F	Rogers	Wainwright
Burnett	Fitzsimons	Matthews C R	Rosenstein	Wedemeyer
Burns	Foelker	McKeown	Sammon	West
Burzynski	Foster	McManus	Santee	Wemple
Byrne	Freidel	Mead	Schoeneck	Whitney F G
Cadin	Fuller	Miller	Scovill	Whitney G H
Cahn	Gardner	Monroe	Shanahan	Wiegand
Callahan	Gates	Moreland	Sheldon	Wilsnack
Carrier	Grady	Newton	Sherry	Wilson
Caughlan	Grattan	Nugent	Shuttleworth	Wolf
Charles E E	Gray	Ogden	Smith A P	Wood F C
Charles W B	Gurnett	O'Neill	Smith A E	Wood F X
Cooke	Hackett	Palmer	Smith J E	Yale
Coon	Hanford	Parker	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 827, Assembly reprint No. 2263) entitled "An act amending section 1251 of the Code of Civil Procedure, relative to the lien of judgments." (Rec. No. 356.)

On motion of Mr. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Palmer	Smith J T
Allen F E	Coutant	Hastings	Parker	Smith R H
Allen J G	Cowan	Hooker	Patton	Standart
Anderson	Cox	Hooper	Pendry	Stanley
Apgar	Cunningham	Hornidge	Perry	Steele
Bass	Dodd	Hubbs	Phillips	Stevens
Becker	Donovan	Hurd	Plank	Tenjost
Bedell	Dowling	Kavanaugh	Platt	Thompson G F
Beebe	Ellis	Knapp	Pratt	Thompson J A
Beihilf	Etzel	La Fetra	Prentice	Thonet
Bird	Evans	La Rue	Quinn	Tompkins
Bisland	Everett	Leggett	Reeve	Waddell
Brady	Fish	Lewis	Reilly	Wade
Brooks	Fitzsimons	Maier	Rogers	Wagner
Burnett	Foelker	Malloy	Rosenstein	Wainwright
Burns	Foster	Mathews T F	Sammon	Wedemeyer
Burzynski	Francisco	Matthews C R	Santee	West
Byrne	Freidel	McKeown	Schoeneck	Whitney F G
Cadin	Gardner	McManus	Shanahan	Whitney G H
Cahn	Gates	Merritt	Sheehy	Wiegand
Callahan	Grady	Miller	Sheldon	Wilsnack
Carrier	Grattan	Monroe	Sherry	Wolf
Caughlan	Gray	Moreland	Shuttleworth	Wood F C
Charles E E	Hackett	Murphy	Slocum	Wood F X
Charles W B	Hammond	Nugent	Smith A P	Yale
Cooke	Hanford	Ogden	Smith A E	Young
Coon	Hapeman	O'Neill	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 2237) entitled "An act making an appropriation to the State Engineer for preparing surveys and estimates of the probable expense for constructing dikes and barriers along the Delaware river in the town of Cochecton in the county of Sullivan." (Int. No. 1540.)

On motion of Mr. Bisland, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	O'Neill	Smith A P
Allen F E	Coutant	Hastings	Palmer	Smith J E
Allen J G	Cowan	Hooker	Parker	Smith J T
Anderson	Cox	Hornidge	Patton	Smith R H
Apgar	Cunningham	Hubbs	Pendry	Stanley
Bass	Dale	Hurd	Perry	Steele
Becker	Dodd	Kavanaugh	Phillips	Stevens
Bedell	Donovan	Knapp	Plank	Tenjost
Beebe	Dowling	La Rue	Platt	Thompson G F
Beihilf	Ellis	Leggett	Pratt	Thompson J A
Bird	Etzel	Lewis	Prentice	Tompkins
Bisland	Evans	Machacek	Prince	Waddell
Brady	Fish	Maier	Quinn	Wagner
Brooks	Fitzsimons	Mathews T F	Reeve	Wadsworth
Burnett	Foelker	Matthews C R	Rigby	Wainwright
Burns	Francisco	McKeown	Rogers	Wedemeyer
Burzynski	Freidel	McManus	Rosenstein	West
Byrne	Fuller	Mead	Sammon	Whitney F G
Cadin	Gardner	Merritt	Santee	Whitney G H
Cahn	Gates	Miller	Schoeneck	Wiegand
Callahan	Grattan	Monroe	Scovill	Wilsnack
Carrier	Gray	Moreland	Shanahan	Wilson
Charles E E	Gurnett	Murphy	Sheldon	Wood F C
Charles W B	Hackett	Nugent	Sherry	Wood F X
Cooke	Hanford	Ogden	Slocum	Young
Coon	Hapeman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 432) entitled "An act to confer jurisdiction upon the board of education of the city of Niagara Falls to hear, audit, determine and pay the alleged claims of Edward Liefer, an infant, and Max Liefer, against said board of education, for damages alleged to have been sustained by them, through the negligence of said board." (Int. No. 411.)

On motion of Mr. Leggett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 2

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Ogden	Smith A E
Allen F E	Cox	Hastings	O'Neill	Smith J T
Allen J G	Cunningham	Hooker	Parker	Smith R H
Anderson	Dodd	Hooper	Patton	Standart
Apgar	Donovan	Hubbs	Pendry	Stanley
Bass	Dowling	Hurd	Perry	Stevens
Becker	Ellis	Kavanaugh	Phillips	Sullivan
Bedell	Etzel	La Fetra	Plank	Tenjost
Beebe	Evans	La Rue	Platt	Thompson J A
Beihilf	Fish	Leggett	Prentice	Thonet
Bird	Fitzsimons	Machacek	Prince	Tompkins
Brady	Foelker	Maier	Quinn	Wade
Brooks	Foster	Malloy	Reeve	Wagner
Burnett	Francisco	Mathews T F	Reilly	Wainwright
Burns	Freidel	Matthews C R	Rigby	Wedemeyer
Byrne	Gardner	McKeown	Rosenstein	West
Cadin	Gates	McManus	Salomon	Wemple
Cahn	Grady	Mead	Sammon	Whitney G H
Callahan	Grattan	Merritt	Schoeneck	Wiegand
Carrier	Gray	Miller	Scovill	Wilsnack
Caughlan	Gurnett	Monroe	Sheehy	Wilson
Charles W B	Hackett	Moreland	Sheldon	Wolf
Cooke	Hammond	Murphy	Sherry	Wood F X
Coon	Hanford	Newton	Slocum	Yale
Cotton	Hapeman	Nugent	Smith A P	Young
Coutant				

Those who voted in the negative were:

Fuller	Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2289) entitled "An act in relation to the government of the city of Utica and abolishing the organization of the town of Utica." (Int. No. 1564.)

On motion of Mr. Gates, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Standart
Allen F E	Cunningham	Hornidge	Perry	Stanley
Allen J G	Dale	Hubbs	Phillips	Steele
Anderson	Dodd	Hurd	Plank	Stevens
Apgar	Dowling	Knapp	Platt	Sullivan
Bass	Ellis	La Fetra	Pratt	Tenjost
Becker	Etzel	La Rue	Prentice	Thompson G F
Bedell	Evans	Leggett	Prince	Thompson J A
Beebe	Everett	Lewis	Reeve	Thonet
Beihilf	Fish	Machacek	Reilly	Tompkins
Bird	Fitzsimons	Maier	Rigby	Waddell
Bisland	Foelker	Malloy	Rogers	Wade
Brady	Foster	Mathews T F	Rosenstein	Wadsworth
Brooks	Francisco	Matthews C R	Salomon	Wainwright
Burns	Fuller	McKeown	Sammon	Wedemeyer
Burzynski	Gardner	McManus	Santee	West
Byrne	Gates	Merritt	Schoeneck	Wemple
Cadin	Grady	Miller	Scovill	Whitney F G
Callahan	Grattan	Monroe	Shanahan	Whitney G H
Carrier	Gray	Moreland	Sheehy	Wiegand
Caughlan	Gurnett	Newton	Sheldon	Wilsnack
Charles E E	Hackett	Nugent	Shuttleworth	Wilson
Charles W B	Hammond	Ogden	Slocum	Wolf
Cooke	Hapeman	O'Neill	Smith A P	Wood F X
Coon	Hartman	Palmer	Smith A E	Yale
Coutant	Hastings	Parker	Smith J E	Young
Cowan	Hooker	Patton	Smith J T	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2288) entitled "An act to confirm and legalize certain taxes and assessments in the city of Utica." (Int. No. 1563.)

On motion of Mr. Gates, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hastings	Parker	Smith R H
Allen F E	Cotton	Hooker	Patton	Standart
Allen J G	Cowan	Hooper	Pendry	Stanley
Anderson	Cox	Hubbs	Perry	Stevens
Apgar	Cunningham	Hurd	Phillips	Sullivan
Bass	Dale	Kavanaugh	Plank	Thompson G F
Becker	Dodd	La Fetra	Platt	Thonet
Bedell	Dowling	La Rue	Pratt	Tompkins
Beebe	Ellis	Leggett	Prentice	Waddell
Beihilf	Etzel	Machacek	Quinn	Wagner
Bird	Evans	Maier	Reeve	Wadsworth
Brady	Fish	Malloy	Reilly	Wainwright
Brooks	Fitzsimons	Mathews T F	Rogers	Wedemeyer
Burnett	Foelker	Matthews C R	Rosenstein	Wemple
Burns	Foster	McKeown	Salomon	Whitney F G
Burzynski	Freidel	McManus	Santee	Whitney G H
Byrne	Fuller	Merritt	Scovill	Wiegand
Cadin	Gardner	Miller	Shanahan	Wilsnack
Cahn	Gates	Monroe	Sheldon	Wilson
Callahan	Grady	Murphy	Sherry	Wolf
Carrier	Gray	Newton	Shuttleworth	Wood F C
Caughlan	Gurnett	Nugent	Smith A P	Wood F X
Charles E E	Hackett	Ogden	Smith A E	Yale
Charles W B	Hanford	O'Neill	Smith J T	Young
Cooke	Hartman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1148) entitled "An act to amend the Forest, Fish and Game Law, relative to the protection of the nests of wild birds." (Rec. No. 362.)

On motion of Mr. Ogden, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hubbs	Perry	Smith J E
Allen F E	Cunningham	Hurd	Phillips	Smith R H
Allen J G	Dale	Kavanaugh	Plank	Standart
Anderson	Dodd	Knapp	Platt	Steele
Apgar	Donovan	La Fetra	Pratt	Stevens
Bass	Dowling	Leggett	Prentice	Sullivan
Bedell	Ellis	Lewis	Prince	Thompson G F
Beebe	Etzel	Maier	Quinn	Thompson J A
Beihilf	Evans	Malloy	Reeve	Tompkins
Bird	Everett	Mathews T F	Reilly	Waddell
Bisland	Fitzsimons	Matthews C R	Rogers	Wade
Brooks	Foelker	McKeown	Rosenstein	Wadsworth
Burnett	Foster	McManus	Salomon	Wainwright
Burns	Freidel	Mead	Sammon	Wedemeyer
Burzynski	Fuller	Miller	Santee	Wemple
Byrne	Gardner	Monroe	Schoeneck	Whitney F G
Cadin	Grady	Moreland	Scovill	Whitney G H
Cahn	Gray	Murphy	Shanahan	Wilsnack
Carrier	Gurnett	Nugent	Sheldon	Wilson
Caughlan	Hammond	Ogden	Sherry	Wolf
Charles E E	Hapeman	O'Neill	Shuttleworth	Wood F C
Charles W B	Hartman	Palmer	Slocum	Wood F X
Cooke	Hooker	Parker	Smith A P	Yale
Cotton	Hooper	Patton	Smith A E	Young
Coutant	Hornidge	Pendry		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1263) entitled "An act to authorize and direct the closing of Cromwell's creek and the grant of lands under the waters thereof between East One Hundred and Sixty-first street and the bulkhead line of the Harlem river, in the city of New

York, and the filling in, ownership and use thereof as fast land." (Rec. No. 371.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooper	Pendry	Smith J T
Allen F E	Cowan	Hubbs	Perry	Smith R H
Allen J G	Cox	Kavanaugh	Phillips	Standart
Anderson	Dale	Knapp	Plank	Steele
Apgar	Dodd	La Fetra	Platt	Stevens
Bass	Dowling	Leggett	Pratt	Sullivan
Becker	Ellis	Lewis	Prentice	Thompson G F
Bedell	Etzel	Maier	Quinn	Thompson J A
Beebe	Everett	Malloy	Reeve	Thonet
Beihilf	Fish	Mathews T F	Reilly	Tompkins
Bird	Foelker	Matthews C R	Rogers	Wade
Bisland	Foster	McKeown	Rosenstein	Wagner
Brady	Freidel	McManus	Salomon	Wadsworth
Brooks	Fuller	Merritt	Sammon	Wedemeyer
Burnett	Gardner	Miller	Schoeneck	West
Burns	Grady	Monroe	Scovill	Wemple
Byrne	Grattan	Moreland	Shanahan	Whitney F G
Cadin	Gray	Murphy	Sheldon	Whitney G H
Cahn	Gurnett	Newton	Sherry	Wilsnack
Callahan	Hackett	Nugent	Shuttleworth	Wolf
Carrier	Hammond	Ogden	Slocum	Wood F C
Charles E E	Hapeman	O'Neill	Smith A P	Wood F X
Charles W B	Hartman	Palmer	Smith A E	Yale
Cooke	Hastings	Parker	Smith J E	Young
Coon	Hooker	Patton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 297) entitled "An act making an appropriation for the payment of an assessment upon the lands of the Rochester State

Hospital for the improvement of South avenue in the city of Rochester." (Rec. No. 363.)

On motion of Mr. Callahan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Pendry	Standart
Allen F E	Cox	Hooper	Perry	Stanley
Allen J G	Cunningham	Hornidge	Phillips	Steele
Anderson	Dale	Hubbs	Plank	Stevens
Apgar	Dodd	Hurd	Pratt	Sullivan
Bass	Dowling	Knapp	Prentice	Tenjost
Becker	Ellis	La Fetra	Prince	Thompson G F
Bedell	Etzel	La Rue	Quinn	Thompson J A
Beebe	Evans	Lewis	Reeve	Tompkins
Bird	Everett	Machacek	Reilly	Waddell
Bisland	Fitzsimons	Maier	Rigby	Wade
Brady	Foelker	Mathews T F	Rogers	Wagner
Brooks	Foster	Matthews C R	Rosenstein	Wadsworth
Burnett	Francisco	McKeown	Sammon	Wainwright
Burns	Freidel	McManus	Santee	Wedemeyer
Burzynski	Gardner	Merritt	Schoeneck	Wemple
Cadin	Gates	Miller	Scovill	Whitney F G
Cahn	Grady	Monroe	Shanahan	Whitney G H
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Murphy	Sherry	Wilsnack
Caughlan	Gurnett	Newton	Shuttleworth	Wilson
Charles E E	Hackett	Ogden	Slocum	Wolf
Charles W B	Hammond	O'Neill	Smith A E	Wood F C
Cooke	Hanford	Palmer	Smith J E	Wood F X
Coon	Hapeman	Parker	Smith J T	Yale
Cotton	Hartman	Patton	Smith R H	Young
Coutant				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1248) entitled "An act to provide for the disposal of sewage

of the village of Ballston Spa in the county of Saratoga by construction of intercepting and trunk sewers and purification works." (Rec. No. 428.)

On motion of Mr. G. H. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hartman	O'Neill	Smith J T
Allen F E	Cunningham	Hastings	Parker	Smith R H
Allen J G	Dale	Hooker	Patton	Standart
Anderson	Dodd	Hooper	Pendry	Stanley
Apgar	Donovan	Hornidge	Perry	Steele
Bass	Dowling	Hubbs	Phillips	Sullivan
Becker	Ellis	Hurd	Plank	Tenjost
Bedell	Etzel	Knapp	Platt	Thompson G F
Beebe	Evans	La Fetra	Pratt	Thompson J A
Beihilf	Everett	La Rue	Prentice	Tompkins
Bisland	Fish	Leggett	Quinn	Waddell
Brady	Foelker	Machacek	Reeve	Wagner
Brooks	Foster	Maier	Reilly	Wadsworth
Burns	Francisco	Malloy	Rigby	Wainwright
Burzynski	Freidel	Mathews T F	Rogers	Wedemeyer
Byrne	Fuller	Matthews C R	Salomon	West
Cadin	Gardner	McKeown	Sammon	Whitney F G
Callahan	Gates	McManus	Santee	Whitney G H
Carrier	Grady	Mead	Scovill	Wiegand
Caughlan	Grattan	Merritt	Shanahan	Wilson
Charles E E	Gray	Monroe	Sheldon	Wolf
Charles W B	Gurnett	Moreland	Sherry	Wood F C
Coon	Hackett	Murphy	Slocum	Wood F X
Cotton	Hammond	Newton	Smith A P	Yale
Coutant	Hanford	Nugent	Smith A E	Young
Cowan	Hapeman	Ogden		

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1260) entitled "An act to amend the Membership Corpora-

tions Law, relative to soldiers' monument corporations." (Rec. No. 429.)

On motion of Mr. Cobb, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Palmer	Smith J T
Allen F E	Cowan	Hooper	Parker	Smith R H
Allen J G	Cox	Hornidge	Patton	Stanley
Anderson	Dale	Hubbs	Pendry	Steele
Apgar	Dodd	Hurd	Perry	Stevens
Bass	Donovan	Kavanaugh	Phillips	Tenjost
Becker	Dowling	Knapp	Plank	Thompson G F
Bedell	Ellis	La Rue	Platt	Thompson J A
Beebe	Etzel	Leggett	Prentice	Thonet
Beihilf	Everett	Lewis	Prince	Waddell
Bird	Fitzsimons	Machacek	Quinn	Wade
Bisland	Foelker	Malloy	Reeve	Wadsworth
Brady	Foster	Mathews T F	Reilly	Wainwright
Burnett	Francisco	Matthews C R	Rogers	Wedemeyer
Burns	Fuller	McKeown	Rosenstein	West
Burzynski	Gardner	McManus	Sammon	Whitney F G
Byrne	Grady	Mead	Santee	Whitney G H
Cadin	Grattan	Miller	Scovill	Wiegand
Cahn	Gurnett	Monroe	Sheehy	Wilson
Carrier	Hackett	Moreland	Sheldon	Wolf
Caughlan	Hammond	Murphy	Shuttleworth	Wood F C
Charles E E	Hanford	Nugent	Slocum	Wood F X
Charles W B	Hapeman	Ogden	Smith A E	Yale
Coon	Hartman	O'Neill	Smith J E	Young
Cotton	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 881) entitled "An act to amend chapter 507 of the Laws of 1903, entitled 'An act to abolish certain grade crossings of high-

ways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes as amended by chapter 603 of the Laws of 1904.'" (Rec. No. 349.)

On motion of Mr. Fuller, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the Senate bill (No. 816) entitled "An act to release to Bridget McDonough, the right, title and interest of the people of the State of New York, acquired by escheat, in and to certain real estate situate in the city of Schenectady." (Rec. No. 296.)

On motion of Mr. G. H. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Perry	Stanley
Allen F E	Cowan	Hooper	Phillips	Steele
Allen J G	Cox	Hubbs	Plank	Stevens
Anderson	Dale	Hurd	Platt	Sullivan
Apgar	Dodd	Kavanaugh	Pratt	Thompson G F
Bass	Donovan	La Fetra	Prentice	Thompson J A
Becker	Dowling	Leggett	Prince	Thonet

Beebe	Ellis	Machacek	Reeve	Tompkins
Beihilf	Etzel	Maier	Reilly	Waddell
Bird	Evans	Malloy	Rigby	Wade
Bisland	Everett	Mathews T F	Rogers	Wadsworth
Brady	Fish	Matthews C R	Rosenstein	Wainwright
Brooks	Foelker	McKeown	Sammon	Wedemeyer
Burnett	Foster	McManus	Santee	West
Burns	Francisco	Mead	Schoeneck	Wemple
Burzynski	Freidel	Miller	Scovill	Whitney F G
Byrne	Fuller	Monroe	Shanahan	Whitney G H
Cahn	Gates	Murphy	Sheehy	Wiegand
Callahan	Grady	Newton	Sherry	Wilsnack
Carrier	Grattan	Ogden	Shuttleworth	Wolf
Caughlan	Gurnett	O'Neill	Slocum	Wood F C
Charles E E	Hackett	Palmer	Smith A E	Wood F X
Charles W B	Hammond	Parker	Smith J E	Yale
Cooke	Hapeman	Patton	Smith J T	Young
Coon	Hartman	Pendry	Smith R H	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 243) entitled "An act to amend section 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals,' by increasing the amount to be spent annually to carry out the provisions of said act." (Rec. No. 292.)

On motion of Mr. Stevens, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Patton	Smith J T
Allen F E	Cowan	Hooker	Pendry	Smith R H
Allen J G	Cunningham	Hornidge	Perry	Stanley
Anderson	Dale	Hubbs	Plank	Steele
Apgar	Dodd	Hurd	Platt	Stevens

Bass	Donovan	Knapp	Pratt	Tenjost
Becker	Ellis	La Fetra	Prentice	Thompson G F
Bedell	Etzel	Leggett	Prince	Thompson J A
Beebe	Everett	Lewis	Reeve	Tompkins
Beihilf	Fish	Maier	Reilly	Waddell
Bird	Fitzsimons	Malloy	Rigby	Wade
Brady	Foster	Mathews T F	Rogers	Wadsworth
Brooks	Francisco	Matthews C R	Rosenstein	Wainwright
Burnett	Freidel	McKeown	Salomon	Wedemeyer
Burns	Gardner	McManus	Santee	West
Byrne	Gates	Merritt	Schoeneck	Wemple
Cadin	Grady	Monroe	Scovill	Whitney G H
Cahn	Grattan	Moreland	Shanahan	Wilsnack
Callahan	Gray	Newton	Sheehy	Wilson
Carrier	Gurnett	Nugent	Sheldon	Wolf
Caughlan	Hackett	Ogden	Sherry	Wood F C
Charles W B	Hammond	O'Neill	Slocum	Wood F X
Cooke	Hanford	Palmer	Smith A P	Yale
Cotton	Hartman	Parker	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1054) entitled "An act to amend the Penal Code in relation to crimes against the elective franchise." (Rec. No. 338.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the Senate bill (No. 287) entitled "An act to amend chapter 38 of the general laws, known as the Insurance Law, and to add an additional section thereto to be known as section 59." (Rec. No. 116.)

On motion of Mr. G. H. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Perry	Steele
Allen F E	Cox	Hooker	Phillips	Stevens
Allen J G	Cunningham	Hooper	Plank	Sullivan
Anderson	Dale	Hornidge	Pratt	Tenjost
Apgar	Dodd	Hubbs	Prentice	Thompson G F
Bass	Donovan	Hurd	Prince	Thompson J A
Becker	Dowling	Kavanaugh	Quinn	Thonet
Bedell	Ellis	Knapp	Reeve	Tompkins
Beihilf	Etzel	La Fetra	Reilly	Waddell
Bird	Evans	Leggett	Rigby	Wade
Bisland	Everett	Lewis	Rogers	Wagner
Brady	Fish	Maier	Salomon	Wadsworth
Brooks	Fitzsimons	Mathews T F	Sammon	Wainwright
Burnett	Foelker	Matthews C R	Santee	Wedemeyer
Burns	Foster	McKeown	Schoeneck	West
Burzynski	Francisco	McManus	Scovill	Wemple
Byrne	Freidel	Merritt	Sheehy	Whitney F G
Cadin	Fuller	Miller	Sheldon	Whitney F G
Cahn	Gates	Monroe	Sherry	Wiegand
Callahan	Grady	Murphy	Shuttleworth	Wilsnack
Carrier	Grattan	Nugent	Slocum	Wilson
Caughlan	Gray	Ogden	Smith A P	Wolf
Charles E E	Gurnett	O'Neill	Smith A E	Wood F C
Charles W B	Hackett	Palmer	Smith J T	Wood F X
Cooke	Hammond	Parker	Smith R H	Yale
Coon	Hanford	Patton	Standart	Young
Coutant	Hartman	Pendry	Stanley	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 805) entitled "An act to amend chapter 705 of the Laws of 1901, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' relative to the number of certain employees or subordinates." (Rec. No. 163.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hastings	Parker	Smith J T
Allen F E	Coutant	Hooker	Patton	Smith R H
Allen J G	Cowan	Hornidge	Pendry	Stanley
Anderson	Cunningham	Hubbs	Perry	Steele
Apgar	Dale	Kavanaugh	Phillips	Sullivan
Bass	Dodd	La Fetra	Plank	Tenjost
Becker	Donovan	La Rue	Platt	Thompson G F
Bedell	Dowling	Leggett	Pratt	Thompson J A
Beebe	Etzel	Lewis	Prentice	Thonet
Beihilf	Evans	Maier	Quinn	Tompkins
Bird	Everett	Malloy	Reeve	Wade
Bisland	Fish	Mathews T F	Reilly	Wagner
Brady	Fitzsimons	Matthews C R	Rigby	Wadsworth
Brooks	Foelker	McKeown	Rogers	Wedemeyer
Burnett	Foster	McManus	Salomon	West
Burns	Francisco	Mead	Sammon	Wemple
Burzynski	Fuller	Miller	Santee	Whitney G H
Byrne	Gardner	Monroe	Scovill	Wiegand
Cadin	Gates	Moreland	Shanahan	Wilsnack
Cahn	Grattan	Murphy	Sheldon	Wilson
Carrier	Gray	Newton	Sherry	Wood F C
Caughlan	Hackett	Nugent	Slocum	Wood F X
Charles E E	Hammond	Ogden	Smith A P	Yale
Charles W B	Hanford	O'Neill	Smith A E	Young
Cooke	Hapeman	Palmer		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1385) entitled "An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture." (Rec. No. 431.)

On motion of Mr. Coon, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Palmer	Smith A P
Allen F E	Cox	Hooper	Parker	Smith J E
Allen J G	Cunningham	Hornidge	Patton	Smith J T
Anderson	Dale	Hubbs	Pendry	Smith R H
Apgar	Donovan	Hurd	Perry	Standart
Bass	Dowling	Kavanaugh	Phillips	Steele
Bedell	Ellis	Knapp	Platt	Stevens
Beebe	Etzel	La Fetra	Pratt	Sullivan
Beihilf	Everett	La Rue	Prentice	Tenjost
Bird	Fish	Leggett	Prince	Thompson G F
Bisland	Fitzsimons	Lewis	Quinn	Thonet
Brooks	Foelker	Machacek	Reeve	Tompkins
Burnett	Foster	Maier	Reilly	Waddell
Burns	Francisco	Malloy	Rigby	Wade
Burzynski	Fuller	Mathews T F	Rosenstein	Wadsworth
Byrne	Gardner	Matthews C R	Salomon	Wainwright
Cadin	Gates	McKeown	Sammon	Wedemeyer
Cahn	Grady	McManus	Santee	West
Callahan	Grattan	Mead	Schoeneck	Whitney F G
Carrier	Gray	Miller	Scovill	Wiegand
Caughlan	Gurnett	Monroe	Shanahan	Wilsnack
Charles E E	Hackett	Murphy	Sheehy	Wilson
Charles W B	Hammond	Newton	Sheldon	Wolf
Cooke	Hanford	Nugent	Sherry	Wood F C
Coon	Hapeman	Ogden	Shuttleworth	Yale
Cotton	Hartman	O'Neill	Slocum	Young
Coutant	Hastings			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2238) entitled "An act to legalize and confirm the proceedings of the board of education and legal voters of union free school district No. 1 of the towns of Luzerne, Warren county, and Hadley, Saratoga county, relative to the levy of a tax payable in instalments, and the issuance and sale of certain school bonds of said district, for the purchase of a schoolhouse site and erection of a building thereon." (Int. No. 1541.)

On motion of Mr. Waddell, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1177) entitled "An act to amend chapter 347 of the Laws of 1903, entitled 'An act to provide for annual reports by cities

of the second and third class of their financial condition,' in relation to compelling the making of such reports." (Rec. No. 415.)

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2268) entitled "An act to amend the Banking Law, relative to the powers of trust companies." (Int. No. 832.)

On motion of Mr. Schoeneck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooper	Patton	Smith R H
Allen F E	Cox	Hornidge	Pendry	Standart
Allen J G	Dale	Hubbs	Perry	Stanley
Anderson	Dodd	Hurd	Phillips	Steele
Apgar	Donovan	Knapp	Plank	Stevens
Bass	Dowling	La Fetra	Platt	Sullivan
Becker	Etzel	La Rue	Pratt	Tenjost
Bedell	Evans	Leggett	Prentice	Thompson G F
Beebe	Everett	Lewis	Prince	Thompson J A
Beihilf	Fish	Machacek	Quinn	Thonet
Bird	Fitzsimons	Malloy	Reeve	Tompkins
Bisland	Foelker	Mathews T F	Rigby	Wade
Brady	Foster	Matthews C R	Rogers	Wagner
Brooks	Francisco	McKeown	Rosenstein	Wadsworth
Burnett	Freidel	McManus	Salomon	Wainwright
Burns	Fuller	Mead	Santee	Wedemeyer
Burzynski	Gardner	Merritt	Schoeneck	Wemple
Byrne	Grady	Miller	Scovill	Whitney F G
Cadin	Grattan	Monroe	Sheehy	Whitney G H
Callahan	Gray	Moreland	Sheldon	Wiegand
Carrier	Gurnett	Newton	Sherry	Wilson
Caughlan	Hackett	Nugent	Shuttleworth	Wolf
Charles E E	Hammond	Ogden	Smith A P	Wood F C
Charles W B	Hapeman	O'Neill	Smith A E	Wood F X
Cooke	Hartman	Palmer	Smith J E	Yale
Cotton	Hastings	Parker	Smith J T	Young
Coutant	Hooker			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 2267) entitled "An act to amend the Military Code, in relation to military parades on Dewey day." (Int. No. 646.)

On motion of Mr. Schoeneck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hooker	Patton	Smith R H
Allen F E	Cowan	Hooper	Pendry	Standart
Allen J G	Ellis	Hornidge	Perry	Stanley
Anderson	Cunningham	Hubbs	Phillips	Stevens
Apgar	Dodd	Hurd	Plank	Sullivan
Bass	Donovan	Kavanaugh	Platt	Thompson G F
Becker	Dowling	La Fetra	Pratt	Thompson J A
Bedell	Ellis	La Rue	Prentice	Thonet
Beebe	Etzel	Leggett	Quinn	Tompkins
Beihilf	Evans	Lewis	Reeve	Waddell
Bird	Everett	Maier	Reilly	Wagner
Bisland	Fish	Malloy	Rigby	Wadsworth
Brady	Fitzsimons	Mathews T F	Rogers	Wainwright
Brooks	Foelker	Matthews C R	Rosenstein	West
Burns	Foster	McKeown	Sammon	Wemple
Burzynski	Francisco	McManus	Santee	Whitney F G
Byrne	Freidel	Mead	Schoeneck	Whitney G H
Cadin	Fuller	Merritt	Scovill	Wiegand
Cahn	Gardner	Monroe	Shanahan	Wilsnack
Callahan	Grady	Moreland	Sheehy	Wilson
Carrier	Grattan	Murphy	Sherry	Wolf
Caughlan	Gray	Newton	Shuttleworth	Wood F C
Charles E E	Gurnett	Ogden	Smith A P	Wood F X
Cooke	Hammond	O'Neill	Smith A E	Yale
Coon	Hanford	Palmer	Smith J E	Young
Cotton	Hartman	Parker	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same, and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 2270) entitled "An act to provide for the better collection of unpaid assessments for local improvements in the town of West Seneca, Erie county, N. Y." (Int. No. 857.)

On motion of Mr. Shuttleworth, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Stanley
Allen F E	Cunningham	Hornidge	Perry	Steele
Allen J G	Dale	Hubbs	Phillips	Stevens
Anderson	Donovan	Hurd	Plank	Sullivan
Apgar	Dowling	Kavanaugh	Platt	Tenjost
Bass	Ellis	Knapp	Pratt	Thompson G F
Becker	Etzel	La Fetra	Prentice	Thompson J A
Bedell	Everett	La Rue	Prince	Thonet
Beebe	Fish	Leggett	Quinn	Tompkins
Beihilf	Fitzsimons	Lewis	Reilly	Waddell
Bird	Foelker	Machacek	Rigby	Wade
Bisland	Foster	Maier	Rogers	Wagner
Brady	Francisco	Malloy	Rosenstein	Wadsworth
Brooks	Freidel	Mathews T F	Salomon	Wainwright
Burnett	Gardner	Matthews C R	Sammon	Wedemeyer
Burns	Gates	McKeown	Schoeneck	West
Burzynski	Grady	McManus	Scovill	Wemple
Byrne	Grattan	Merritt	Shanahan	Whitney F G
Cahn	Gray	Miller	Sheehy	Whitney G H
Callahan	Gurnett	Monroe	Sheldon	Wiegand
Carrier	Hackett	Murphy	Shuttleworth	Wilsnack
Caughlan	Hammond	Newton	Slocum	Wilson
Charles E E	Hanford	Nugent	Smith A P	Wolf
Cooke	Hapeman	Ogden	Smith J E	Wood F C
Coon	Hartman	O'Neill	Smith J T	Wood F X
Cotton	Hastings	Palmer	Smith R H	Yale
Cowan	Hooker	Patton	Standart	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same, and request the concurrence of the Senate therein.

The Senate returned the bill (No. 1922, Senate reprint No. 1384), entitled "An act to amend chapter 194 of the Laws of 1897 entitled 'An act creating a commissioner of jurors for each county of the State having a population of more than 150,000 and less than 190,000, and regulating and prescribing his duties,' generally" (Int. No. 1414), with a message that they have concurred in the passage of the same with the following amendments:

Page 9, line 6, after the word "it" insert the words "or to be destroyed."

Page 10, line 2, after the first word "the" insert the word "presiding" and after the word "justice" strike out balance of line.

Same page, line 3, strike out the word "term."

Same page, line 15, after the period insert the words "The court may at any time order an extra panel of jurors, to be drawn in the manner herein provided, to consist of such number as the court shall deem sufficient."

Same page, line 16, strike out the word "commissioners" and insert the word "commissioner."

Page 12, line 6, after the word "weeks" insert the words "or is so serving at the close of the trial week of the term."

Same page, line 12, after the word "the" insert the word "calendar" and strike out the words "next succeeding that."

Page 13, line 10, after the period insert the words "After the slips containing the names of the jurors constituting the panel for a trial term shall have been drawn and delivered to the clerk, as hereinbefore provided, he shall cause ballots containing the names of such jurors to be prepared, deposited and drawn in the formation of juries during the term, in the form and manner provided by law, not inconsistent with the provisions hereof. The box used in drawing shall be cylindrical in form and of the size and style directed by the commissioner of jurors. The clerk shall at all times keep a correct list of all the jurors serving upon the panel, indicating such of them as are actually engaged in the trial of an action. Before the drawing the clerk shall submit

such list to the attorneys about to conduct the trial. Upon the demand of any such attorney the clerk shall remove all of the ballots from the box and shall openly, in the presence and full view of each of said attorneys, canvass the same to ascertain the presence of ballots containing the names of all jurors serving on the panel and not then actually engaged in the trial of an action. Said ballots shall, in like manner, be deposited in the box, which shall then be closed and turned around in such manner and a sufficient number of times to thoroughly mix the ballots and render it impossible for their position or location in the box to be known. The drawing must then be conducted by the clerk openly and in full view of each of said attorneys. During a term of court said box, when not in actual use, shall be kept securely locked and neither the box nor the ballots therein shall be handled, interfered or tampered with by any officer or person, except when necessary in the performance of duties imposed by law or by direction of the court."

Same page, line 13, strike out the words "guilty of," and also all of line 14, and insert the words "subject to punishment and be punished as for a criminal contempt of court, and if an officer shall be removed from office."

Mr. Cadin moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Parker	Smith J E
Allen F E	Dale	Hooper	Patton	Smith J T
Allen J G	Dodd	Hornidge	Pendry	Smith R H
Anderson	Donovan	Hubbs	Perry	Standart
Apgar	Dowling	Hurd	Phillips	Stanley
Bass	Ellis	Kavanaugh	Plank	Stevens
Bedell	Etzel	Knapp	Platt	Sullivan
Beebe	Evans	La Fetra	Pratt	Tenjost
Beihilf	Everett	La Rue	Prentice	Thompson G F
Bisland	Fish	Leggett	Prince	Thompson J A
Brady	Fitzsimons	Lewis	Quinn	Thonet
Brooks	Foelker	Machacek	Reeve	Tompkins

Burnett	Foster	Maier	Reilly	Wade
Burns	Francisco	Malloy	Rigby	Wagner
Burzynski	Freidel	Mathews T F	Rogers	Wadsworth
Cadin	Fuller	Matthews C R	Rosenstein	Wedemeyer
Cahn	Gardner	McKeown	Salomon	West
Callahan	Gates	McManus	Sammon	Wemple
Carrier	Grady	Mead	Schoeneck	Whitney G H
Caughlan	Grattan	Merritt	Scovill	Wiegand
Charles E E	Gray	Monroe	Shanahan	Wilsnack
Charles W B	Hackett	Moreland	Sheehy	Wilson
Cooke	Hammond	Newton	Sheldon	Wolf
Coon	Hanford	Nugent	Sherry	Wood F C
Cotton	Hapeman	Ogden	Shuttleworth	Wood F X
Coutant	Hartman	O'Neill	Smith A P	Yale
Cowan	Hastings	Palmer	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 28, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 957, Senate reprint No. 1159, entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits." (Int. No. 476.)

FRANK W. HIGGINS.

Mr. Bisland moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	Parker	Smith J E
Allen F E	Coutant	Hartman	Patton	Smith R H
Allen J G	Cox	Hooker	Pendry	Standart
Anderson	Cunningham	Hooper	Perry	Stanley

Apgar	Dale	Hornidge	Phillips	Steele
Bass	Dodd	Hubbs	Plank	Stevens
Becker	Donovan	Hurd	Platt	Sullivan
Bedell	Dowling	Knapp	Pratt	Tenjost
Beebe	Ellis	La Fetra	Prentice	Thompson G F
Beihilf	Etzel	La Rue	Prince	Thompson J A
Bird	Evans	Lewis	Reeve	Thonet
Bisland	Everett	Machacek	Reilly	Waddell
Brady	Fish	Maier	Rigby	Wade
Brooks	Fitzsimons	Malloy	Rogers	Wadsworth
Burnett	Foelker	Mathews T F	Rosenstein	Wainwright
Burzynski	Foster	Matthews C R	Salomon	Wedemeyer
Byrne	Francisco	McKeown	Sammon	Wemple
Cadin	Freidel	McManus	Santee	Whitney F G
Cahn	Fuller	Mead	Schoeneck	Whitney G H
Callahan	Gates	Miller	Shanahan	Wiegand
Carrier	Grady	Monroe	Sheehy	Wilsnack
Caughlan	Grattan	Moreland	Sheldon	Wolf
Charles E E	Gray	Newton	Shuttleworth	Wood F C
Charles W B	Gurnett	Ogden	Slocum	Wood F X
Cooke	Hackett	O'Neill	Smith A P	Yale
Coon	Hammond	Palmer	Smith A E	Young

Mr. Bisland moved that said bill be recommitted to the committee on fisheries and game, with instructions to report the same forthwith amended as follows:

Page 2, line 2, place brackets about the word "Steuben."

Same page, line 8, place brackets about the word "counties," also about the words "Erie and," and insert after the word "the" the word "county."

Same page, line 25, after the word "county" insert the words "except in the counties of Fulton and Hamilton."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Reeve, from the committee on fisheries and game, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Gates offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1352, entitled "An act to amend chapter 452 of the Laws of 1904, entitled 'An act to authorize the city of Utica to extend its system of drainage and to borrow money to pay for the same'" (Int. No. 170), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That there be printed for the use of the Legislature 15,000 copies of Senate document No. 14, "Report of Special Committee Appointed to Investigate the Subject of Improvement of Highways," same to be printed on 60-pound S. S. & C. paper, 3,000 copies to be delivered to the Clerks of the Senate and Assembly and the balance to the State Engineer.

Said resolution was referred to the committee on rules.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1352, entitled "An act to amend chapter 452 of the Laws of 1904, entitled 'An act to authorize the city of Utica to extend its system of drainage and to borrow money to pay for the same'" (Int. No. 170), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 27, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 2069, entitled "An act to amend the Real Property Law, relative to conveyances." (Int. No. 1312.)

FRANK W. HIGGINS.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 28, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1354,

entitled "An act in relation to certain assessments for local improvements in the city of Syracuse." (Int. No. 915.)

FRANK W. HIGGINS.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto.

"An act to amend the Code of Criminal Procedure, relative to the suspension of sentence and probation officers." (No. 1022, Assembly reprint No. 2116, Rec. No. 220.)

"An act to authorize and empower the board of assessors of the city of New York to estimate and allow the damages sustained by the owners of real property fronting upon the streets approaching the new bridge across Gowanus canal at Third street, in the borough of Brooklyn, city of New York." (No. 647, Assembly reprint No. 2110, Rec. No. 190.)

"An act for the relief of Catherine F. Mahon." (No. 755, Assembly reprint No. 2155, Rec. No. 215.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bill:

"An act making appropriations for the State charitable institutions, the New York State School for the Blind and the Elmira Reformatory." (No. 1009, Senate reprint No. 1323, Int. No. 198.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to amend the charter of the city of Hudson, generally" (No. 1646, Int. No. 881), with a message that said bill was again duly passed, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, the President stating the question to be "Shall this bill pass notwithstanding the failure of the mayor of the city of Hudson to return said bill within the time prescribed by law."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have reconsidered their vote by which said bills passed, and as amended have again passed the same:

"An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property fronting upon streets and avenues approaching the bridge over Prospect avenue at Seeley street, borough of Brooklyn, in the city of New York." (No. 2194, Int. No. 940.)

"An act to provide for clearing out the obstructions from the outlet of Parker's pond in the town of Cato, county of Cayuga, and for paying the cost thereof." (No. 2195, Int. No. 510.)

"An act to amend chapter 206 of the Laws of 1902, entitled 'An act in relation to the removal of the remains of deceased soldiers from potter's field and neglected or abandoned cemeteries to incorporated cemeteries which are properly cared for and to provide for a soldiers' plot in such cemeteries and to defray the expenses of obtaining plots and for the removals and reinterment of the remains of deceased soldiers and to provide for the annual care of soldiers' plots in cemeteries,' providing for the payment of certain expenses by the county." (No. 2197, Int. No. 334.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment.

"An act to amend the Tax Law, in relation to the exemption of the property of certain pharmaceutical societies situated in cities of the first class." (No. 700, Int. No. 100.)

"An act to amend the Code of Civil Procedure, in relation to the examination of witnesses to wills." (No. 2063, Int. No. 1363.)

"An act providing for the assessment of certain lands in the county of Ulster." (No. 1635, Int. No. 752.)

"An act to amend chapter 381 of the Laws of 1899, entitled 'An act relating to attendants upon the Supreme Court and county court in and for the county of Monroe,' in relation to the salary of such attendants." (No. 1803, Int. No. 1336.)

"An act to appropriate money for the repair, improvement and enlargement of the State armory at Geneva, N. Y., and for the

acquisition of additional land adjoining said armory." (No. 225, Int. No. 225.)

"An act to amend the Code of Civil Procedure, relative to the power of a court respecting the docket of its judgments." (No. 961, Int. No. 421.)

"An act to authorize the board of water commissioners of the village of Peekskill in the county of Westchester to issue bonds for the expense of a new force main and provide for the payment of water bonds of the village of Peekskill." (No. 1896, Int. No. 1384.)

"An act to amend the General Municipal Law, in relation to the acquisition of water rights in Westchester and Putnam counties." (No. 1728, Int. No. 255.)

"An act to amend the Penal Code, in relation to the unlawful taking, copying or use of trade lists, lists of customers, subscribers, et cetera." (No. 1916, Int. No. 725.)

"An act to amend section 2615 of the Code of Civil Procedure relating to the probate of wills." (No. 2118, Int. No. 409.)

"An act to amend the Code of Civil Procedure, relative to the partition and sale of real property of incompetents." (No. 1230, Int. No. 1020.)

"An act to amend the Domestic Relations Law, in relation to the rights of married women." (No. 1297, Int. No. 1051.)

"An act to amend the Penal Code, relating to the unauthorized use of the name, title of officers, insignia, ritual or ceremonies of certain orders and societies." (No. 2129, Int. No. 1442.)

"An act to amend the Penal Code, relating to the unauthorized wearing of badges." (No. 416, Int. No. 383.)

"An act to amend chapter 323 of the Laws of 1872, entitled 'An act authorizing the election of a receiver of taxes and assessments for the town and village of Saratoga Springs.'" (No. 1555, Int. No. 1217.)

"An act to amend the Tax Law, in relation to the notice of completion of assessment roll and grievance day." (No. 1847, Int. No. 606.)

"An act to amend the Penal Code, relative to the desecration, mutilation or improper use of the flag of the United States, or of this State." (No. 1929, Int. No. 1396.)

"An act to amend the State Finance Law, in relation to receipts and expenditures." (No. 1789, Int. No. 741.)

"An act to authorize the board of trustees of the village of White Plains to appoint an assessor and prescribe manner of collecting tax." (No. 2096, Int. No. 856.)

"An act to amend chapter 79 of the Laws of 1904, entitled 'An act authorizing the town board of the town of Caledonia, Livingston county, to pay the board of trustees of the village of Caledonia, in such county, a certain sum annually toward the salary of a village policeman." (No. 1937, Int. No. 1408.)

"An act to amend the State Charities Law, in relation to autopsies at Craig Colony for Epileptics." (No. 1946, Int. No. 458.)

"An act to amend chapter 109 of the Laws of 1894, in relation to the salary and compensation of the county judge and surrogate of Niagara county." (No. 1963, Int. No. 1223.)

"An act to amend the Penal Code, in relation to obtaining by fraud or without authority signatures to applications or property for degrees, secrets or membership in secret fraternities." (No. 2124, Int. No. 1236.)

"An act to amend the Penal Code, in relation to unauthorized advertisements for applicants for degrees or membership in any secret fraternity." (No. 1597, Int. No. 1242.)

"An act providing for the payment of certain notes and indebtedness of the town of Frankfort, county of Herkimer, and authorizing the issue of town bonds for such purposes." (No. 2128, Int. No. 1405.)

"An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office,' relating to the power and authority of special deputies." (No. 2171, Int. No. 1516.)

"An act to amend chapter 706 of the Laws of 1901, entitled 'An

act to make the office of register of the county of Kings a salaried office and regulating the management of said office,' as amended by chapter 699 of the Laws of 1904, relating to additional assistants, clerks, employees, or subordinates in said office and fixing salaries of assistants, clerks, employees, or subordinates in said office." (No. 1384, Int. No. 1127.)

"An act to amend the State Finance Law, relative to the Comptroller's annual report." (No. 1585, Int. No. 1000.)

"An act to amend the State Finance Law, in relation to the education fund." (No. 1917, Int. No. 1243.)

"An act to amend the Code of Civil Procedure, relative to precepts in dispossess proceedings." (No. 1945, Int. No. 862.)

"An act to vacate and abandon a portion of Second street in the village of Oneida Castle, as a street, and providing that the land lying contiguous to such abandoned portion on the south shall be bounded northerly by a line one rod northerly of the present southerly line of said street and releasing strip one rod in width to Charles Hitchcock and the remainder of said street to the village of Oneida Castle." (No. 2199, Int. No. 1398.)

"An act to amend the Village Law, in relation to the payment of expenses of incorporation." (No. 739, Int. No. 658.)

"An act authorizing the village of Kenmore to levy a frontage tax for water purposes." (No. 858, Int. No. 300.)

"An act making an appropriation for the payment for the fiscal year beginning on the first day of October, 1904, of interest on the canal debt contracted, or to be contracted, under article 7, section 4 of the Constitution, and as provided by chapter 147 of the Laws of 1903." (No. 971, Int. No. 829.)

"An act making an appropriation for the payment for the fiscal year beginning on the first day of October, 1905, of interest on the canal debt contracted, or to be contracted, under article 7, section 4 of the Constitution, and as provided by chapter 147 of the Laws of 1903." (No. 972, Int. No. 830.)

"An act to amend section 254 of the Code of Civil Procedure relating to stenographers in Kings county." (No. 2140, Int. No. 1494.)

"An act to authorize the acceptance by this State of gifts, bequests and assignments of the bonds, warrants, choses in action, or other obligations of any other State and to enforce the collection thereof." (No. 1453, Int. No. 1167.)

"An act to amend section 6 of chapter 306 of the Laws of 1893, entitled 'An act to establish a State prison for women,' relative to salaries of guards." (No. 1775, Int. No. 577.)

"An act to amend the Penal Code in relation to the misconduct of officers at drawing of jurors and the formation of a jury." (No. 911, Int. No. 788.)

"An act to authorize the Comptroller of the State to hear and determine the application of William H. Faxon for cancellation of the tax sales made by the Comptroller in 1881, and 1885, on lot No. 104 of Township 26, Totten and Crossfield's Purchase, Essex county." (No. 1878, Int. No. 545.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 650 of the Laws of 1904, entitled 'An act to revise the charter of the city of Rome,' relative to revising several sections of said charter." (No. 1802, Int. No. 948.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rome.

"An act to confirm the appointments of certain persons as firemen of the city of Brooklyn, N. Y." (No. 348, Int. No. 348.)

"An act to amend the Municipal Court Act of the city of New York, relative to the jurisdiction of such court." (No. 713, Int. No. 633.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 671 of the Laws of 1892, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to local improvements." (No. 2113, Int. No. 1452.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Cohoes.

"An act for the relief of Manheim Brown." (No. 77, Int. No. 77.)

"An act to amend the Greater New York charter, relative to the acquisition of lands and water rights and the use of waters in Putnam county." (No. 1726, Int. No. 1021.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend section 53 of chapter 565 of the Laws of 1895, as amended by chapter 199, Laws of 1898, and by chapter 289, Laws of 1899, and by chapter 271, Laws of 1902, and by chapter 595, Laws of 1904, relative to the annual tax levy in the city of Little Falls." (No. 1670, Int. No. 1290.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Little Falls.

"An act to amend chapter 478 of the Laws of 1893, entitled 'An act to incorporate the city of Olean,' in relation to commitments to the Erie county penitentiary." (No. 846, Int. No. 748.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Olean.

"An act to amend section 11 of title 6 of chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers,' as amended by chapter 241 of the Laws of 1899, as amended by chapter 477 of the Laws of 1903." (No. 1808, Int. No. 1341.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act to amend chapter 580 of the Laws of 1902, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to service of precept in dispossess proceedings." (No. 1943, Int. No. 863.)

"An act authorizing the audit and allowance of the claim of Andrew P. Wernberg against the city of New York, for services rendered as inspector in the auditing bureau of the department of finance of the city of New York." (No. 661, Int. No. 594.)

"An act to amend section 10 of the Greater New York charter, in relation to the powers of the board of estimate and apportionment." (No. 2075, Int. No. 1461.)

"An act to amend the Greater New York charter so as to confer power upon the board of estimate and apportionment to appropriate money for the proper observance of Memorial Day in the city of New York." (No. 1563, Int. No. 1229.)

"An act to amend the Greater New York charter, relative to the acquiring of lands and premises for public purposes." (No. 1288, Int. No. 152.)

"An act to authorize the comptroller of the city of New York to refund taxes erroneously paid by Elizabeth McGowan." (No. 1706, Int. No. 1299.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

On motion of Mr. Rogers, the House adjourned.

SATURDAY, APRIL 29, 1905.

The House met pursuant to adjournment.

Prayer by Rev. Edwin P. Stevens.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of the public highways' relative to obstructions" (No. 1442, Rec. No. 451), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office, relating to the power and authority of special deputies'" (No. 1361, Rec. No. 452), which was read the first time and referred to the committee on internal affairs.

"An act to confirm and legalize certain taxes and assessments in the city of Utica" (No. 1450, Rec. No. 453), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel" (No. 1394, Rec. No. 454), which was read the first time and referred to the committee on canals.

"An act to amend the Greater New York charter by adding a new title thereto relative to the retirement from active service of officers, clerks and employees in the department of finance" (No. 559, Rec. No. 455), which was read the first time and referred to the committee on affairs of cities.

"An act to prohibit the use and construction of buildings for stabling purposes in the vicinity of churches and hospitals in city of New York" (No. 1369, Rec. No. 456), which was read the first time and referred to the committee on affairs of cities.

"An act to release to Franklin Grady the right, title and interest of the people of the State of New York in and to certain real estate situated in the city of New York, borough of the Bronx, State of New York, and in the proceeds of said real estate" (No. 1141, Rec. No. 457), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the court of claims to hear, audit and determine the alleged claims of Matthew Edgar, William John Edgar, John Dowd, Thomas Parker and James H. Akins against the State for damages alleged to have been sustained by them and to render judgment therefor" (No. 1431, Rec. No. 458), which was read the first time and referred to the committee on claims.

"An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York acquired by escheat or forfeiture on the death of said Joseph Demers" (No.

1436, Rec. No. 459), which was read the first time and referred to the committee on claims.

"An act amending section 979 of the charter of the city of New York relative to asessment maps" (No. 939, Rec. No. 460), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into and to audit and allow the claims of James Brennan, Edgar Bowler, Charles Burpo, Thomas Clark, Peter Crosby, Daniel J. Conway, James Collins, Frank Carter, Michael Dunn, William H. Fuller, Edmund Grant, James Grant, John Hussy, William Marine, Patrick McGuire, Michael Moran, Thomas Mosley, John McNally, Cornelius Murphy, John F. McCormack, Michael O'Brien, William Quinlan, Richard Roonan, Thomas Ryan, Patrick McVeigh, John P. Muller, William Carroll, James Fitzgibbons, John Broan, Oliver Hessell, James Eagan, John P. McGuinness, Walter Sayre, Edward Collins, John Eagan, Michael Lombardi, Frank Miller, Thomas Carrigy, Henry Carson, John Smith, Charles Masterson, Phillip Stein, Joseph F. Clifford, John Mack, Thomas Finn, Con. Grinnan, John Kelley, John Brady, Thomas Carmine, Thomas Searson, Michael Mallery, James McHeary, John Condon, Chris. Geyer, Nicholas Glavin, Patrick Whalen, Fred. Worth, James McCormack, Peter Woods, Nicholas Moran, James Clark, Thomas Knevenee, Alfred P. Thorley, and Phillip Morrison, for compensation under chapter 415 of the Laws of 1892, for services rendered as drivers in the department of street cleaning in the city of New York" (No. 1152, Rec. No. 461), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 70 of article 2 of chapter 690 of the Laws of 1892, entitled 'An act in relation to insurance corporations, constituting chapter 38 of the general laws,' relating to casualty and credit insurance business" (No. 954, Rec. No. 462), which was read the first time and referred to the committee on insurance.

"An act to authorize the board of assessors of the city of New York to estimate and allow damages due to the change of grade of Palisade avenue upon the opening of Spuyten Duyvil parkway" (No. 1374, Rec. No. 463), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the erection of a suitable monument to commemorate the heroism, sacrifice and patriotism of more than 9,000 New York soldiers who were confined as prisoners of war in Andersonville prison, Georgia, of whom more than 2,500 died in the prison, and making an appropriation therefor" (No. 1274, Rec. No. 464), which was read the first time and referred to the committee on ways and means.

"An act to authorize the town board of the town of Pulteney, county of Steuben, to consolidate election districts in such town" (No. 216, Rec. No. 465), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Code of Civil Procedure in relation to accountants" (No. 1306, Rec. No. 466), which was read the first time and referred to the committee on codes.

"An act to amend the Insurance Law, in relation to expense of management of life or casualty insurance corporations upon the cooperative or assessment plan" (No. 1457, Rec. No. 467), which was read the first time and referred to the committee on insurance.

Mr. Hornidge introduced a bill entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to investigate the facts in relation to the dismissal from the police department on July 8, 1901, of Martin J. Perkinson, a patrolman, and to reappoint him as a patrolman in the department of said city" (Int. No. 1581), which was read the first time and referred to the committee on affairs of cities.

Mr. Rogers introduced a bill entitled "An act to make an appropriation for the payment of the judgments of the court of claims, in claims other than those on account of the canals of this State" (Int. No. 1582), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims on account of the several counties of this State" (Int. No. 1583), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State" (Int. No. 1584), which was read the first time and referred to the committee on ways and means.

A message from the Governor, by the hand of his secretary, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April* 28, 1905.

To the Assembly:

I herewith return without approval Assembly bill No. 1392, entitled "An act authorizing the board of estimate and apportionment of the city of New York to make appropriations for the celebration of Memorial day in the borough of Richmond." (Int. No. 1135.)

My objections thereto are as follows:

This bill provides that the board of estimate and apportionment of the city of New York may appropriate not more than $300, for the celebration of Memorial Day in the borough of Richmond. Chapter 332 of the Laws of 1905, entitled "An act to authorize the expenditure by the city of New York of money for the proper celebration of Memorial day in the year 1905." provides that the board of estimate and apportionment of the city of New York may appropriate such sum as it may deem advisable to expend in the various boroughs of said city for the proper celebration of Memorial day, and to borrow money without limit as to amount therefor.

Ample provision has therefore been made for the proper celebration of Memorial day in the city of New York, including the borough of Richmond, and no further legislation on that subject is necessary at this session.

FRANK W. HIGGINS.

Mr. Wedemeyer moved that said message, together with said bill, be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to amend the Railroad Law, relative to the repair of streets." (No. 2295, Int. No. 1514.)

"An act to amend the Agricultural Law, in relation to the prevention of disease in fruit trees, and the pests that infest the same." (No. 2220, Int. No. 1163.)

Senate, "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester.'" (No. 1027, Assembly reprint No. 2309, Rec. No. 255.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to provide for the reconstruction of the west wing of the coffer dam at the outlet of Skaneateles lake, in the county of Onondaga, and making an appropriation therefor." (No. 1454, Int. No. 1168.)

"An act to amend the Penal Code, relative to violations of health laws." (No. 2248, Int. No. 1552.)

"An act to amend chapter 909 of the Laws of 1896, being an act entitled 'An act in relation to the elections, constituting chapter 6 of the general laws,' passed May 27, 1896, by adding thereto an additional article, to be known as article 9." (No. 606, Assembly reprint No. 2262, Rec. No. 295.)

"An act to authorize the comptroller of the city of New York to examine the claim of George Blair, a veteran of the Civil War." (No. 2250, Int. No. 1554.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter 752 of the Laws of 1900." (No. 124, Rec. No. 334.)

"An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation." (No. 782, Rec. No. 333.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 243 of the Laws of 1853, entitled 'An act to incorporate the DeVeaux College for Orphan and Destitute Children.'" (No. 1392, Rec. No. 443.)

"An act to create the office of attorney of the board of supervisors of Oneida county." (No. 348, Rec. No. 238.)

"An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property abutting upon Vernon avenue adjacent to Newtown creek, borough of Queens, in the city of New York, by reason of the construction of the bridge over Newtown creek, between Man-

hattan avenue in the borough of Brooklyn and Vernon avenue, in the borough of Queens, and the approaches thereto." (No. 1386, Rec. No. 436.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Clever against the State for damages for injuries alleged to have been sustained by him, and to render judgment therefor." (No. 1434, Rec. No. 440.)

"An act to amend chapter 134 of the Laws of 1905, entitled 'An act to extend the boundaries of the city of Rochester and to include therein the village of Brighton and a portion of the town of Brighton,' relative to enrollments, cemeteries, etc." (No. 1231, Rec. No. 439.)

"An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (No. 1367, Rec. No. 438.)

"An act relating to the property of extinct or disbanded Congregational churches and societies." (No. 1137, Rec. No. 445.)

"An act to amend the Greater New York charter, relative to commitments to the State Reformatory for Women at Bedford." (No. 257, Rec. No. 62.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the city of Rochester against the State for assessments for local improvements levied and assessed against the State of New York, and to render judgment therefor." (No. 1433, Rec. No. 432.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1277) entitled "An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof'" (Rec. No. 430, reported in

favor of the passage of the same with the following amendments, and that the same be reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after consideration of the special orders on third reading theretofore reported:

Page 2, line 20, after the word "streets" insert the words "except poles for distributing wires to points in vicinity of such subways."

Same page, line 25, after the word "streets" insert the words "except distributing poles and wires."

Which report was agreed to and said bill ordered reprinted as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported,

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1907) entitled "An act to provide for the treatment of inebriates and persons who are addicted to the use of drugs" (Int. No. 1388), reported the following substitute bill, and request that said substitute bill be reprinted and recommitted to said committee:

AN ACT to provide for the treatment of inebriates.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. When any person shall be convicted a second time of intoxication, or drunkenness and disorderly conduct in any court of this state, the committing magistrate or board may commit such person so convicted to jail or other penal or charitable institution in accordance with law, as a punishment for such offense; or the committing magistrate or board may at the time of making said order of commitment, make an alternative or additional order directing that upon the consent of such person so convicted and committed, such person be released from such penal or charitable institutions upon parole in the custody of proper persons appointed by said magistrate or board, upon the condition that such person so convicted take the treatment

for the cure of alcoholism as administered by the Oppenheimer institute, a corporation existing under the laws of the state of New York, or any other treatment approved by the state prison commission.

§ 2. Upon receiving the certificate of the sheriff, superintendent, warden or other executive head of any such institution that such treatment or remedies have been received and administered to such convicted person in accordance with section one of this act, said parties furnishing said treatments or remedies shall be entitled to be paid for said treatments or remedies the sum of twenty-five dollars for each case treated. The payment provided for in this section shall be made by the treasurer or other fiscal officer of the county or municipality or state institution, respectively, on which the cost of maintenance of such convicted person would have been a charge, if such convicted person had been confined in the county jail or other institution, penal or charitable, for the full period prescribed by law.

§ 3. This act shall take effect on the first day of June, nineteen hundred and five.

Which report was agreed to and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2293) entitled "An act to provide for the treatment of persons, residents of the city of New York, male and female, in the city of New York, who are habitually intoxicated or who are found guilty of intoxication or who become incompetent or dangerous from the use of alcoholic stimulants, opiates, narcotics or drugs of any description" (Int. No. 189), reported the same with the following amendments, and request that said bill be reprinted as amended and recommitted to said committee:

Page 1, line 1, strike out the words "There shall be provided by" and insert in place thereof the words "The board of estimate and apportionment is authorized to provide in."

Page 2, line 2, after the syllable "tion" insert the words "or who have become."

Same page, line 5, strike out the word "shall" and insert the words "is empowered to."

Same page, line 25, after the word "York," strike out the word "shall" and insert the words "is authorized to."

Page 3, line 5, strike out the word "shall."

Same page, line 6, after the word "also" insert the words "is authorized to."

Page 4, after line 3, insert the following:

"§ 7. The person committed may be discharged from said hospital by said magistrate or justice making the commitment, at any time before the expiration of the term of commitment, but before the discharge is made the physician in charge of said hospital, on the request of the magistrate or justice shall make a statement in writing showing the true condition of the person to be discharged."

Same page, line 4, change the figure "7" to "8."

Which report was agreed to and said bill ordered reprinted as amended and recommitted to said committee.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bill as correctly printed or engrossed:

"An act amending section 1251 of the Code of Civil Procedure, relative to the lien of judgments." (No. 2263, Rec. No. 356.)

Mr. Rogers, from the committee of conference, submitted the following report:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill (No. 1345) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," report that they have duly conferred upon said matters, and agreed to recommend in favor of the passage of the substitute bill attached hereto.

(See Appendix, No. 13.)

GEO. R. MALBY,
WM. H. ARMSTRONG,
THOS. F. GRADY,
For the Senate.

JAS. T. ROGERS,
JEAN L. BURNETT,
ROBT. J. FISH,
GEO. E. MONROE,
GEO. M. PALMER,
For the Assembly.

Which report was agreed to and said substitute bill ordered printed and placed on the order of third reading.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act to amend the Village Law, in relation to the borrowing of money for certain purposes." (No. 2318, Rec. No. 301.)

"An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor." (No. 2316, Int. No. 1381.)

"An act to amend the Civil Service Law, in relation to veterans." (No. 2317, Rec. No. 154.)

Mr. Apgar.—Mr. Speaker, I submit the report from the special committee on gas investigation.

Mr. McKeown.—I object, Mr. Speaker.

Mr. Speaker.—On what ground?

Mr. McKeown.—No quorum.

Mr. Speaker.—The gentleman has got the right——

Mr. McKeown.—I insist on the point.

Mr. Rogers moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Agnew	Fish	Hornidge	Mead	Rogers	
Allen J G	Fitzsimons	Hubbs	Merritt	Standart	
Apgar	Foster	La Fetra	Monroe	Sullivan	
Bass	Gardner	Lewis	Moreland	Thompson G F	
Bedell	Gates	Maier	Ogden	Whitney F G	
Burnett	Hapeman	Matthews C R	Parker	Whitney G H	
Cooke	Hastings	McKeown	Pendry	Wood F C	
Ellis	Hooker	McManus	Prentice	Speaker	40

Mr. Speaker.—The Sergeant-at-Arms will produce the absent members before the bar of the House. It may be well to arrange for a long session. Close call—no one will be allowed to leave the room except upon the permit of the Chair. Close the outside doors—includes everybody. The Chair will give a permit to the representatives of the press to leave if they desire.

Mr. Apgar.—Mr. Speaker, I again ask unanimous consent to present this report.

Mr. McKeown.—I insist upon my objection.

Mr. Rogers.—I fancy that the facts and the attitude of both parties are before the people. We could stay here all day and all day to-morrow if need be to get a quorum; but I doubt whether, under the circumstances, it is necessary or justifiable. And for that reason, Mr. Speaker, the gentleman from Kings insisting upon his point of order and doing so not as an individual, but as the acting leader of the minority of this House, I am quite content that the responsibility for this action should rest upon the party which he represents.

Mr. Speaker.—The Chair desires to state that the reason the majority desired to have a quorum present this morning was to obtain a quorum for the purpose of the presentation of this report, so that it might go out to the people of the State of New York who were specially interested in the findings of this committee. The Chair understands—contrary to custom, but justifiable under the conditions—that the committee have decided to release their report to-day at 12 o'clock. So, even though it has not been presented to the Legislature, which is contrary to custom, as the Chair—we all—concede, it has been signed and the majority have endeavored to have the report submitted; and there will be no cause for our minority friends to criticize the committee, owing to the fact that they have given it to the public previous to the time that they have presented it to the two co-ordinate branches of the Legislature. What we especially desired was that the findings of this committee be given to the people of the State, so that the members of this Legislature could ascertain the feelings of their constituents with reference to the outcome of this report. That will be accomplished by releasing this report at 12 o'clock; and the majority have accomplished what they desired, so far as the publicity of this report is concerned, in that way.

Mr. Hammond offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 1354, entitled "An act in relation to certain assessments for local improvements in the city of Syracuse" (Int. No. 915), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Cahn offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 2069, entitled "An act to amend the Real Property Law, relative to conveyances" (Int. No. 1312), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

State of New York—Executive Chamber,

Albany, *April* 29, 1905.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1352, entitled "An act to amend chapter 452 of the Laws of 1904, entitled 'An act to authorize the city of Utica to extend its system of drainage and to borrow money to pay for the same.'" (Int. No. 170.)

FRANK W. HIGGINS.

The Senate returned the following entitled bills, with a message that that they have concurred in the passage of the same without amendment:

"An act to amend the Forest, Fish and Game Law, in relation to the compensation of game protectors." (No. 1046, Int. No. 428.)

"An act to legalize the acts of B. F. Cahill, a notary public." (No. 1592, Int. No. 1237.)

"An act to change the name of 'The Lockport Home for the Friendless' to 'The Home for the Friendless at Lockport.'" (No. 1671, Int. No. 1291.)

"An act to amend the Banking Law, prohibiting use of the word 'savings,' except by savings banks and building and loan associations." (No. 2062, Int. No. 597.)

"An act to amend the County Law, relating to the designation of newspapers to publish session laws." (No. 1579, Int. No. 724.)

"An act to legalize the acts of Rinaldo R. Wood, Fred D. Smith, Edwin G. Van Housen and Zenas B. Smith, special deputies appointed by the clerk of the county of Herkimer." (No. 2170, Int. No. 1515.)

"An act to amend chapter 516 of the Laws of 1892, entitled 'An act to advance learning, the arts and sciences, and to promote the public welfare by providing for the conveyance, holding and protection of property, and the creation of trusts for the founding, endowing, erection and maintenance of public libraries, museums and other educational institutions within this State.'" (No. 2126, Int. No. 1316.)

"An act to amend the Forest, Fish and Game Law, relative to close season in St. Lawrence river." (No. 1157, Int. No. 958.)

"An act to legalize the acts of William McCormick, a justice of the peace of the town of Potsdam, county of St. Lawrence." (No. 1933, Int. No. 1404.)

"An act to amend the Forest, Fish and Game Law in relation to the pollution of streams." (No. 1205, Int. No. 994.)

"An act to amend the Banking Law, relative to loans upon the second or divided mortgage plan." (No. 2196, Int. No. 479.)

"An act to repeal section 115 of the Lien Law, relating to the exemption of certain articles from the provisions of the Lien Law requiring the filing of contracts of conditional sale." (No. 2068, Int. No. 1068.)

"An act to authorize the Comptroller to hear and determine the application of John Ruffrange for the redemption of a por-

tion of lot No. 55 in the town of Clinton, Clinton county, from the sale thereof by the Comptroller for unpaid taxes in the year 1881." (No. 1364, Int. No. 1105.)

"An act to amend section 1 of title 16, chapter 8, part 3 of the Revised Statutes, relative to the drainage of low lands." (No. 2212, Int. No. 1532.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Anna Fleming against the State for damages alleged to have been sustained by her, and to render judgment therefor." (No. 2051, Int. No. 1451.)

"An act to encourage the formation of companies to supply Pasteurized or clarified milk and cream and pure dairy products and to exempt the same from the provisions of sections 1 and 2 of chapter 290 of the Laws of 1899, and section 7 of the Stock Corporations Law." (No. 2090, Int. No. 1022.)

"An act to amend the Stock Corporations Law, in relation to annual reports of corporations." (No. 1955, Int. No. 280.)

"An act to legalize the acts of Lyman C. Broughton, a coroner of the county of Wyoming, and to permit him to file his oath of office." (No. 1953, Int. No. 1417.)

"An act to amend the Railroad Law, in relation to the inspection of locomotive boilers." (No. 1273, Int. No. 1030.)

"An act to release to Philip C. Rand all the right, title and interest of the people of the State of New York in and to certain real estate in the town of Pittsford, in the county of Monroe, in the State of New York." (No. 1489, Int. No. 1180.)

"An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof'" (No. 1911, Int. No. 1400.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to provide for the acquirement and abolition of toll roads and toll bridges." (No. 1067, Senate reprint No. 1135, Int. No. 470.)

"An act to amend the Military Code, relative to armories." (No. 471, Senate reprint No. 1377, Int. No. 442.)

"An act to amend the Insurance Law, in relation to Lloyds associations." (No. 1641, Senate reprint No. 1252, Int. No. 798.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend the Greater New York charter, relative to Anniversary day, so called, as a holiday in the public schools of the borough of Brooklyn, city of New York." (No. 1865, Senate reprint No. 1383, Int. No. 1367.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 1815) entitled "An act to amend the Greater New York charter, in relation to the appointment of patrolmen" (Int. No. 1348), with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

On motion of Mr. Rogers, the House adjourned.

MONDAY, MAY 1, 1905.

The House met pursuant to adjournment.

Prayer by Rev. H. Clarke Colebrook.

On motion of Mr. Rogers, the reading of the journal of Saturday, April 29, 1905, was dispensed with and the same was approved.

Mr. Wade introduced a bill entitled "An act to amend the Tax Law in relation to the taxation of debts secured by mortgages" (Int. No. 1585), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. G. H. Whitney introduced a bill entitled "An act to repeal chapter 283 of the Laws of 1905, entitled 'An act to amend chapter 506 of the Laws of 1902, entitled "An act to amend the charter of the village of Saratoga Springs and to provide for the appoint-

ment of sewer, water and street commissioners for said village and to prescribe their powers and duties"" (Int. No. 1586), which was read the first time and referred to the committee on affairs of villages.

The joint committee of the Senate and Assembly introduced a bill entitled "An act to provide for the utilization, by the city of New York, of its water supply for the purpose of generating electric current for the use of said municipality" (Int. No. 1587), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation" (Int. No. 1588), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to the price of illuminating gas furnished or sold to the city of New York and providing a penalty for violation" (Int. No. 1589), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to illuminating gas in the city of New York and regulating the quality and pressure thereof and the price to consumers other than said city and providing a penalty for violation" (Int. No. 1590), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Greater New York charter, relative to the inspection of illuminating gas and tests thereof" (Int. No. 1591), which was read the first time and referred to the committee on affairs of cities.

Also, a bill entitled "An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor" (Int. No. 1592), which was read the first time and referred to the committee on ways and means.

Also, a bill entitled "An act in relation to the price of electric current furnished or sold in the city of New York, for light, heat,

power or other purposes to consumers other than said city and providing a penalty for violation" (Int. No. 1593), which was read the first time and referred to the committee on affairs of cities.

Mr. Wade introduced a bill entitled "An act to provide for a commission to inquire into the subject of taxation for State and local purposes, and the expediency of revising and amending the laws relating thereto, and making an appropriation therefor" (Int. No. 1594), which was read the first time and referred to the committee on ways and means.

Mr. Schoeneck introduced a bill entitled "An act to incorporate Third Franciscan Order, Minor Conventuals" (Int. No. 1595), which was read the first time and referred to the committee on charitable and religious societies.

By unanimous consent,

Mr. Dodd introduced a bill entitled "An act to legalize the acts of Ada R. Mollison, a commissioner of deeds" (Int. No. 1596), which was read the first time.

On motion of Mr. Dodd, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on the judiciary.

Mr. Steele introduced a bill entitled "An act to legalize, ratify and confirm a special election, held in the city of Little Falls, in the county of Herkimer, on the 29th day of March, 1904, at which the proposition to raise by tax, or borrow upon the credit of the city, the sum of $40,000, to be used for paving, was voted upon by the electors of said city and all proceedings connected therewith" (Int. No. 1597), which was read the first time and referred to the committee on the judiciary.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor." (No. 2316, Int. No. 1381.)

Senate, "An act to amend the Civil Service Law, in relation to veterans." (No. 315, Assembly reprint No. 2317, Rec. No. 154.)

"An act to amend the Village Law, in relation to the borrowing of money for certain purposes." (No. 2318, Rec. No. 301.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to create a pension fund for volunteer firemen to provide for the appointment of boards of commissioners and for the payment of an annual pension to indigent or permanently disabled firemen who have been or who may be honorably discharged in accordance with the laws of the State of New York governing the volunteer fire department organizations in the cities of the first, second and third class." (No. 987, Int. No. 846.)

"An act to authorize the construction of a new bridge with double driveways and sidewalks over the Erie canal at South Washington street, in the city of Rome." (No. 1133, Int. No. 947.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrator of the goods, chattels and credits, to be hereafter appointed, of Harold A. Greene, deceased, or the heirs-at-law and next of kin of said Harold A. Greene, deceased, against the State of New York for damages for the death of said Harold A. Greene, deceased." (No. 2304, Int. No. 1566.)

"An act to amend chapter 568 of the Laws of 1890, known as the Highway Law, in relation to limitation upon laying out highways." (No. 2281, Int. No. 1558.)

"An act to amend the Greater New York charter, relative to police clerks in the first and second divisions, and relative to the

clerks of the children's court, first division." (No. 2319, Int. No. 457.)

"An act to amend sections 534, 539, 541 and 547 of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning." (No. 2337, Int. No. 1454.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to certain ordinances." (No. 2311, Rec. No. 175.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

"An act to amend section 657 of the Code of Civil Procedure." (No. 948, Rec. No. 212.)

"An act to amend section 1418 of the Code of Civil Procedure." (No. 996, Rec. No. 241.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, composing the firm of Risley & Love, against the State for damages alleged to have been sustained by them, and to render judgment therefor." (No. 1432, Rec. No. 434.)

"An act to amend the Liquor Tax Law, relative to the obtaining and filing of consents after the revocation of a liquor tax certificate." (No. 1445, Rec. No. 442.)

"An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office, relating to the power and authority of special deputies.'" (No. 1361, Rec. No. 452.)

"An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel." (No. 1394, Rec. No. 454.)

"An act to confirm and legalize certain taxes and assessments in the city of Utica." (No. 1450, Rec. No. 453.)

"An act to amend the Greater New York charter by adding a new title thereto relative to the retirement from active service of officers, clerks and employees in the department of finance." (No. 559, Rec. No. 455.)

"An act to prohibit the use and construction of buildings for stabling purposes in the vicinity of churches and hospitals in city of New York." (No. 1369, Rec. No. 456.)

"An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York, acquired by escheat or forfeiture on the death of said Joseph Demers." (No. 1436, Rec. No. 459.)

"An act amending section 979 of the charter of the city of New York relative to assessment maps." (No. 939, Rec. No. 460.)

"An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into, and to audit and allow the claims of James Brennan, Edgar Bowler, Charles Burpo, Thomas Clark, Peter Crosby, Daniel J. Conway, James Collins, Frank Carter, Michael Dunn, William

H. Fuller, Edmund Grant, James Grant, John Hussy, William Marine, Patrick McGuire, Michael Moran, Thomas Mosley, John McNally, Cornelius Murphy, John F. McCormack, Michael O'Brien, William Quinlan, Richard Roonan, Thomas Ryan, Patrick McVeigh, John P. Muller, William Carroll, James Fitzgibbons, John Broan, Oliver Hessell, James Eagan, John P. McGuinness, Walter Sayre, Edward Collins, John Eagan, Michael Lombardi, Frank Miller, Thomas Carrigy, Henry Carson, John Smith, Charles Masterson, Phillip Stein, Joseph F. Clifford, John Mack, Thomas Finn, Con. Grinnan, John Kelley, John Brady, Thomas Carmine, Thomas Searson, Michael Mallery, James McHeary, John Condon, Chris. Geyer, Nicholas Glavin, Patrick Whalen, Fred. Worth, James McCormack, Peter Woods, Nicholas Moran, James Clark, Thomas Knevenee, Alfred P. Thorley, and Phillip Morrison, for compensation under chapter 415 of the Laws of 1892, for services rendered as drivers in the department of street cleaning in the city of New York." (No. 1152, Rec. No. 461.)

"An act to authorize the board of assessors of the city of New York to estimate and allow damages due to the change of grade of Palisade avenue upon the opening of Spuyten Duyvil parkway." (No. 1374, Rec. No. 463.)

"An act to authorize the town board of the town of Pulteney, county of Steuben, to consolidate election districts in such town." (No. 216, Rec. No. 465.)

"An act to provide for the erection of a suitable monument to commemorate the heroism, sacrifice and patriotism of more than 9,000 New York soldiers who were confined as prisoners of war in Andersonville prison, Georgia, of whom more than 2,500 died in the prison, and making an appropriation therefor." (No. 1274, Rec. No. 464.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Brooks, from the committee on printed and engrossed bills, reported the following entitled bills as correctly printed or engrossed:

"An act relating to the appointment of employees of the fire department of the city of New York to the uniformed force of the said department." (No. 2330, Int. No. 945.)

"An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' relative to ordinances pertaining to the fire alarm telegraph system." (No. 2329, Int. No. 660.)

"An act to amend the Code of Civil Procedure relating to the disposition of the real estate of decedents for the payment of debts and funeral expenses." (No. 2328, Int. No. 533.)

"An act to authorize the comptroller of the city of New York to examine the claim of George Blair, a veteran of the Civil War." (No. 2250, Int. No. 1554.)

"An act to amend chapter 568 of the Laws of 1890, known as the Highway Law, in relation to limitation upon laying out highways." (No. 2281, Int. No. 1558.)

"An act to create a pension fund for volunteer firemen to provide for the appointment of boards of commissioners and for the payment of an annual pension to indigent or permanently disabled firemen who have been or who may be honorably discharged in accordance with the laws of the State of New York governing the volunteer fire department organizations in the cities of the first, second and third class." (No. 987, Int. No. 846.)

"An act to authorize the construction of a new bridge with double driveways and sidewalks over the Erie canal at South Washington street, in the city of Rome." (No. 1133, Int. No. 947.)

"An act to amend the Penal Code, relative to violations of health laws." (No. 2248, Int. No. 1552.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the administrator of the goods, chattels and credits, to be hereafter appointed, of

Harold A. Greene, deceased, or the heirs-at-law and next of kin of said Harold A. Greene, deceased, against the State of New York for damages for the death of said Harold A. Greene, deceased." (No. 2304, Int. No. 1566.)

"An act to amend the Greater New York charter, relative to the police department." (No. 2327, Int. No. 1406.)

"An act to provide for the reconstruction of the west wing of the coffer dam at the outlet of Skaneateles lake, in the county of Onondaga, and making an appropriation therefor." (No. 1454, Int. No. 1168.)

"An act providing for the appointment of commissioners to inquire into the advisability of preserving the waters of the Bronx river from pollution and of creating a reservation of the lands on either side of the river, and providing for the payment of the expenses of such commission." (No. 2298, Int. No. 1169.)

Mr. Fish, from the committee on the judiciary, which was directed, by resolution adopted February 1, 1905, to investigate the truth of certain accusations against Hon. Warren B. Hooker, a justice of the Supreme Court, and all matters relating thereto or connected therewith, and all other matters relating to or affecting the fitness of said Warren B. Hooker to hold the office of justice of the Supreme Court, submitted their report, conclusions and recommendations, which was laid upon the table and ordered printed.

(See Appendix, No. 14.)

Mr. Fish moved that said report be adopted, and that the consideration of said motion be made a special order for Thursday, May 4, 1905.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Apgar, from the joint committee of the Senate and Assembly appointed pursuant to concurrent resolution adopted March 16, 1905, relative to an investigation of gas and electric lighting in the city of New York, submitted a report, which report was received and ordered printed.

(See Appendix, No. 15.)

Mr. Palmer, from said joint committee of Senate and Assembly, submitted the following statement and request:

To the Senate and Assembly:

The undersigned, members of the joint committee of the Senate and Assembly appointed pursuant to joint resolution adopted March 16, 1905, directing the committee to proceed to investigate and examine into the organization and operation of the gas and electric lighting companies; the reasonableness of the charges maintained by the gas and electric lighting companies operating in the city of New York for services rendered the city and its inhabitants with reference to the cost of service and the actual capital employed therein; the condition in which the business of the companies is conducted with reference to competition; the quality of the service; the circumstances connected with the negotiation and execution of the city light contracts of 1904; and any other phases of the gas and electric lighting business as they are conducted in the city of New York, deemed by the committee to be germane to the purposes of such investigation; and to report the result of their investigation with such remedial measures as it may deem proper, have had presented to them a typewritten report of 86 pages, which, as printed, is a document of 96 pages in length.

The record upon which it is claimed such report is based consists of more than 3,500 typewritten pages and more than 200 schedules, reports and public documents, each and all of which are directly related to the proof contained in the 3,500 pages before mentioned.

No meeting of the committee, of which either one of the undersigned was notified, was ever held for the purpose of preparing the report presented. That work, so far as we are informed, was undertaken by the chairman of the committee and its counsel, with such expert and other assistance as was summoned, and the cooperation, from time to time, of the members of the committee other than ourselves.

The first information communicated to us as to the conclusions reached by our associates and the counsel of the committee, or the recommendations which were to be made upon such conclusions, came to us at a meeting of the committee called for 8 o'clock on Friday evening last. At that time the plan of the report was explained to us by the committee's counsel, the conclusions reached were stated by him with perfect clearness, and

the recommendations of the committee communicated to us in full.

We then joined in a request that, as the communication was the first knowledge we had had of the agreement arrived at by our associates (as we understood at 5 o'clock that morning), we might be afforded some opportunity of comparing the report with at least that part of the proof and evidence upon which it was directly based, and offered, upon such opportunity being afforded us, to determine our attitude both as to the report and the recommendations therein contained in time for the legislative session to-night. This request was refused us, and the first copy of the report, as printed and as presented to us on Friday evening last, procured by us was obtained only upon our arrival in this city this afternoon after 4 o'clock. We have not, in the time intervening, been able to make such investigation of the record as would justify us in appending our signatures to the report or in preparing for the consideration of the Legislature a report expressing our views as to some of the conclusions reached by our associates, independent of the recommendations which they make.

No proposed bill has ever been presented to us for approval or disapproval.

We, therefore, most respectfully ask, both as a matter of simple justice and common courtesy, that we be given until Wednesday morning of this week in which either to join in the report as made by a majority of the committee, or to present our dissenting views, and in that behalf we invoke the favorable action of the Senate and Assembly.

THOS. F. GRADY.
GEO. M. PALMER.

Dated ALBANY, *May* 1, 1905.

Which was read.

On motion of Mr. Rogers, said request was granted.

Mr. Speaker announced the special order, being the bill (No. 2295) entitled "An act to amend the Railroad Law, relative to the repair of streets." (Int. No. 1514.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 4

Those who voted in the affirmative were:

Agnew	Cox	Hastings	Parker	Smith J T
Allen F E	Dale	Hooper	Patton	Smith R H
Allen J G	Dodd	Hornidge	Pendry	Standart
Apgar	Donovan	Hubbs	Perry	Steele
Bass	Dowling	Hurd	Phillips	Stevens
Becker	Ellis	Kavanaugh	Plank	Sullivan
Bedell	Evans	Knapp	Platt	Thompson G F
Beebe	Everett	La Fetra	Pratt	Thompson J A
Beihilf	Fish	La Rue	Prentice	Thonet
Bird	Fitzsimons	Leggett	Prince	Waddell
Bisland	Foelker	Lewis	Quinn	Wade
Brooks	Foster	Machacek	Reeve	Wagner
Burnett	Francisco	Maier	Rigby	Wadsworth
Burns	Freidel	Malloy	Rogers	Wainwright
Burzynski	Gardner	Mathews T F	Rosenstein	Wedemeyer
Byrne	Gates	Matthews C R	Salomon	West
Cadin	Grady	McKeown	Santee	Wemple
Callahan	Grattan	McManus	Schoeneck	Whitney G H
Carrier	Gray	Merritt	Scovill	Wiegand
Charles E E	Gurnett	Miller	Sheehy	Wilsnack
Charles W B	Hackett	Moreland	Sheldon	Wolf
Cooke	Hammond	Murphy	Sherry	Wood F C
Coon	Hanford	Newton	Slocum	Wood F X
Coutant	Hapeman	Ogden	Smith A P	Yale
Cowan	Hartman	O'Neill	Smith A E	Young

Those who voted in the negative were:

Cahn	Hooker	Palmer	Shanahan

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2220) entitled "An act to amend the Agricultural Law, in relation to the prevention of disease in fruit trees, and the pests that infest the same." (Int. No. 1163.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 145
NOES 3

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Patton	Smith R H
Allen F E	Cunningham	Hooper	Pendry	Standart
Allen J G	Dale	Hornidge	Perry	Stanley
Anderson	Dodd	Hubbs	Plank	Steele
Apgar	Donovan	Hurd	Platt	Stevens
Bass	Dowling	Kavanaugh	Pratt	Sullivan
Becker	Ellis	Knapp	Prentice	Tenjost
Beebe	Etzel	La Fetra	Prince	Thompson G F
Beihilf	Evans	La Rue	Quinn	Thompson J A
Bird	Everett	Leggett	Reeve	Thonet
Bisland	Fish	Lewis	Reilly	Tompkins
Brady	Fitzsimons	Machaeck	Rigby	Waddell
Brooks	Foelker	Maier	Rogers	Wade
Burnett	Foster	Malloy	Rosenstein	Wagner
Burns	Francisco	Mathews T F	Salomon	Wadsworth
Burzynski	Freidel	Matthews C R	Sammon	Wainwright
Byrne	Fuller	McKeown	Santee	Wedemeyer
Cadin	Gardner	McManus	Schoeneck	West
Cahn	Gates	Mead	Scovill	Wemple
Callahan	Grady	Merritt	Shanahan	Whitney F G
Carrier	Grattan	Miller	Sheehy	Whitney G H
Caughlan	Gray	Monroe	Sheldon	Wiegand
Charles E E	Gurnett	Moreland	Sherry	Wilsnack
Charles W B	Hackett	Murphy	Shuttleworth	Wilson
Cooke	Hammond	Newton	Slocum	Wolf
Coon	Hanford	Nugent	Smith A P	Wood F C
Cotton	Hapeman	Ogden	Smith A E	Wood F X
Coutant	Hartman	O'Neill	Smith J E	Yale
Cowan	Hastings	Parker	Smith J T	Young

Those who voted in the negative were:

Bedell	Palmer	Phillips

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1027, Assembly reprint No. 2309) entitled "An act to amend chapter 818 of the Laws of 1868, entitled 'An act to incorporate the village of Port Chester.'" (Rec. No. 255.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141
NOES 00

Those who voted in the affirmative were:

Agnew	Donovan	Hurd	Phillips	Standart
Allen J G	Dowling	Kavanaugh	Plank	Stanley
Anderson	Ellis	Knapp	Platt	Steele
Apgar	Etzel	La Fetra	Pratt	Stevens
Bass	Evans	La Rue	Prentice	Sullivan
Becker	Everett	Leggett	Prince	Tenjost
Bedell	Fish	Lewis	Quinn	Thompson G F
Beebe	Fitzsimons	Machacek	Reeve	Thompson J A
Beihilf	Foelker	Maier	Reilly	Thonet
Bird	Foster	Malloy	Rigby	Tompkins
Brady	Francisco	Mathews T F	Rogers	Waddell
Brooks	Freidel	Matthews C R	Rosenstein	Wade
Burnett	Gardner	McManus	Salomon	Wagner
Burns	Gates	Mead	Sammon	Wadsworth
Burzynski	Grady	Merritt	Santee	Wainwright
Byrne	Grattan	Miller	Schoeneck	Wedemeyer
Cadin	Gray	Monroe	Scovill	West
Cahn	Gurnett	Moreland	Shanahan	Wemple
Callahan	Hackett	Murphy	Sheehy	Whitney F G
Carrier	Hammond	Newton	Sheldon	Whitney G H
Caughlan	Hanford	Nugent	Sherry	Wiegand
Charles W B	Hapeman	Ogden	Shuttleworth	Wilsnack
Cooke	Hartman	O'Neill	Slocum	Wilson
Coon	Hastings	Palmer	Smith A P	Wolf
Cotton	Hooker	Parker	Smith A E	Wood F C
Cowan	Hooper	Patton	Smith J E	Wood F X
Cox	Hornidge	Pendry	Smith J T	Yale
Cunningham	Hubbs	Perry	Smith R H	Young
Dale				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Rogers moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Allen F E	Coon	Hartman	Palmer	Smith A E
Allen J G	Cotton	Hooker	Parker	Smith J E
Anderson	Cowan	Hooper	Patton	Smith J T
Apgar	Dale	Hornidge	Pendry	Smith R H
Bass	Dodd	Hubbs	Perry	Stanley
Becker	Donovan	Hurd	Phillips	Steele
Bedell	Ellis	Knapp	Plank	Stevens
Beebe	Etzel	La Fetra	Platt	Tenjost

Beihilf	Evans	La Rue	Pratt	Thompson G F
Bird	Everett	Leggett	Prentice	Thompson J A
Bisland	Fish	Lewis	Prince	Waddell
Brady	Fitzsimons	Maier	Quinn	Wade
Brooks	Foelker	Malloy	Reilly	Wagner
Burnett	Foster	Mathews T F	Rigby	Wadsworth
Burns	Francisco	Matthews C R	Rogers	Wainwright
Burzynski	Freidel	Mead	Salomon	Wedemeyer
Byrne	Fuller	Merritt	Santee	West
Cadin	Gardner	Miller	Schoeneck	Wemple
Cahn	Gates	Monroe	Scovill	Whitney F G
Callahan	Grady	Moreland	Shanahan	Whitney G H
Carrier	Gray	Murphy	Sheldon	Wiegand
Caughlan	Gurnett	Newton	Sherry	Wilsnack
Charles E E	Hackett	Nugent	Shuttleworth	Wilson
Charles W B	Hammond	Ogden	Slocum	Wolf
Cooke	Hanford	O'Neill	Smith A P	Wood F X 125

The Clerk furnished a list of absentees to the Sergeant-at Arms, who appeared in due time before the bar of the House with Messrs. Standart, Thonet and Young, each of whom, upon giving satisfactory explanation for being absent, was excused.

Mr. Rogers moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 124) entitled "An act to extend the time of the New York connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter 752 of the Laws of 1900." (Rec. No. 334.)

On motion of Mr. Burnett, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 782) entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation." (Rec. No. 333.)

On motion of Mr. Burnett, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2298) entitled "An act providing for the appointment of com-

missioners to inquire into the advisability of preserving the waters of the Bronx river from pollution and of creating a reservation of the lands on either side of the river, and providing for the payment of the expenses of such commission." (Int. No. 1169.)

On motion of Mr. Agnew, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Patton	Smith A E
Allen F E	Cunningham	Hornidge	Pendry	Smith J E
Allen J G	Dale	Hubbs	Perry	Smith J T
Anderson	Dodd	Hurd	Phillips	Smith R H
Apgar	Donovan	Kavanaugh	Plank	Standart
Bass	Dowling	Knapp	Platt	Stanley
Becker	Ellis	La Rue	Pratt	Steele
Bedell	Etzel	Leggett	Prentice	Sullivan
Beebe	Evans	Lewis	Prince	Tenjost
Beihilf	Fish	Maier	Quinn	Thompson G F
Bird	Fitzsimons	Malloy	Reeve	Thompson J A
Bisland	Foelker	Mathews T F	Reilly	Thonet
Brady	Francisco	Matthews C R	Rigby	Tompkins
Brooks	Freidel	McKeown	Rogers	Wade
Burnett	Fuller	McManus	Rosenstein	Wagner
Burns	Gardner	Mead	Salomon	Wadsworth
Byrne	Gates	Merritt	Sammon	Wainwright
Cadin	Grady	Miller	Santee	West
Cahn	Grattan	Monroe	Schoeneck	Wemple
Callahan	Gray	Moreland	Scovill	Whitney F G
Carrier	Gurnett	Murphy	Shanahan	Whitney G H
Caughlan	Hammond	Newton	Sheehy	Wilsnack
Charles E E	Hanford	Nugent	Sheldon	Wilson
Charles W B	Hapeman	Ogden	Sherry	Wolf
Cooke	Hartman	O'Neill	Shuttleworth	Wood F X
Coon	Hastings	Palmer	Slocum	Yale
Cotton	Hooker	Parker	Smith A P	Young
Coutant				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1454) entitled "An act to provide for the reconstruction of the west wing of the coffer dam at the outlet of Skaneateles lake, in the county of Onondaga, and making an appropriation therefor." (Int. No. 1168.)

On motion of Mr. F. X. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Leggett	Pratt	Steele
Allen F E	Dale	Lewis	Prentice	Stevens
Allen J G	Donovan	Machacek	Prince	Sullivan
Anderson	Ellis	Maier	Quinn	Tenjost
Apgar	Etzel	Malloy	Reeve	Thompson G F
Bass	Evans	Mathews T F	Reilly	Thompson J A
Bedell	Fish	Matthews C R	Rigby	Thonet
Beebe	Fitzsimons	McKeown	Rosenstein	Tompkins
Beihilf	Foster	McManus	Salomon	Waddell
Bird	Francisco	Mead	Sammon	Wade
Bisland	Fuller	Merritt	Santee	Wagner
Brooks	Gates	Miller	Schoeneck	Wadsworth
Burnett	Grattan	Monroe	Scovill	Wainwright
Burns	Gray	Moreland	Shanahan	Wedemeyer
Burzynski	Gurnett	Murphy	Sheehy	West
Byrne	Hammond	Newton	Sheldon	Wemplr
Cadin	Hanford	Nugent	Sherry	Whitney F G
Cahn	Hartman	Ogden	Shuttleworth	Whitney G H
Callahan	Hastings	O'Neill	Slocum	Wiegand
Carrier	Hooker	Palmer	Smith A P	Wilsnack
Charles E E	Hooper	Parker	Smith A E	Wilson
Charles W B	Hornidge	Patton	Smith J E	Wolf
Cooke	Hubbs	Pendry	Smith J T	Wood F C
Coon	Kavanaugh	Perry	Smith R H	Wood F X
Cotton	Knapp	Phillips	Standart	Yale
Coutant	La Fetra	Platt	Stanley	Young
Cowan				

In the negative:

Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2248) entitled "An act to amend the Penal Code, relative to violations of health laws." (Int. No. 1552.)

On motion of Mr. C. R. Matthews, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hartman	Ogden	Smith A E
Allen F E	Cowan	Hastings	O'Neill	Smith J E
Allen J G	Cox	Hooker	Palmer	Smith R H
Anderson	Cunningham	Hooper	Parker	Standart
Apgar	Dale	Hornidge	Patton	Stanley
Bass	Dodd	Hubbs	Pendry	Steele
Becker	Donovan	Hurd	Perry	Stevens
Bedell	Dowling	Kavanaugh	Phillips	Tenjost
Beebe	Ellis	Knapp	Plank	Thompson G F
Beihilf	Etzel	La Fetra	Platt	Thonet
Bird	Evans	La Rue	Pratt	Tompkins
Bisland	Everett	Leggett	Prentice	Waddell
Brady	Fish	Lewis	Quinn	Wade
Brooks	Fitzsimons	Machacek	Reeve	Wagner
Burnett	Foelker	Maier	Reilly	Wadsworth
Burns	Foster	Malloy	Rigby	Wainwright
Burzynski	Francisco	Mathews T F	Rogers	West
Byrne	Freidel	Matthews C R	Rosenstein	Wemple
Cadin	Fuller	McKeown	Salomon	Whitney F G
Cahn	Gardner	McManus	Sammon	Wiegand
Callahan	Gates	Mead	Santee	Wilsnack
Carrier	Grady	Merritt	Schoeneck	Wilson
Caughlan	Grattan	Miller	Shanahan	Wolf
Charles E E	Gray	Monroe	Sheehy	Wood F C
Charles W B	Gurnett	Moreland	Sheldon	Wood F X
Cooke	Hackett	Murphy	Shuttleworth	Yale
Coon	Hammond	Newton	Slocum	Young
Cotton	Hanford	Nugent	Smith A P	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 606, Assembly reprint No. 2262) entitled "An act to amend chapter 909 of the Laws of 1896, being an act entitled 'An act in relation to the elections constituting chapter 6 of the general laws,' passed May 27, 1896, by adding thereto an additional article to be known as article 9." (Rec. No. 295.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2250) entitled "An act to authorize the comptroller of the city of New York to examine the claim of George Blair, a veteran of the Civil War." (Int. No. 1554.)

On motion of Mr. Caughlan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Dodd	Hurd	Phillips	Smith R H
Allen F E	Donovan	Kavanaugh	Plank	Standart
Allen J G	Ellis	La Fetra	Platt	Stanley
Anderson	Etzel	La Rue	Pratt	Steele
Bass	Everett	Leggett	Prentice	Stevens
Becker	Fish	Machacek	Prince	Sullivan
Beebe	Fitzsimons	Maier	Quinn	Tenjost
Beihilf	Foelker	Malloy	Reeve	Thompson G F
Bird	Foster	Mathews T F	Reilly	Thompson J A
Brady	Francisco	Matthews C R	Rigby	Thonet
Brooks	Freidel	McKeown	Rogers	Waddell
Burns	Gardner	McManus	Rosenstein	Wade
Burzynski	Gates	Merritt	Salomon	Wagner
Cadin	Grady	Miller	Sammon	Wainwright
Cahn	Grattan	Monroe	Santee	Wedemeyer
Callahan	Gurnett	Murphy	Schoeneck	West
Caughlan	Hackett	Newton	Scovill	Wemple
Charles E E	Hammond	Nugent	Shanahan	Whitney G H

Cooke	Hanford	Ogden	Sheehy	Wiegand
Coon	Hapeman	O'Neill	Sheldon	Wilsnack
Cotton	Hartman	Palmer	Shuttleworth	Wilson
Coutant	Hastings	Parker	Slocum	Wood F C
Cowan	Hooker	Patton	Smith A P	Wood F X
Cunningham	Hornidge	Pendry	Smith A E	Yale
Dale	Hubbs	Perry	Smith J T	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1392) entitled "An act to amend chapter 243 of the Laws of 1853, entitled 'An act to incorporate the DeVeaux College for Orphan and Destitute Children.'" (Rec. No. 443.)

On motion of Mr. G. H. Thompson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooker	Patton	Smith J E
Allen F E	Cunningham	Hornidge	Pendry	Smith J T
Allen J G	Dale	Hubbs	Perry	Standart
Anderson	Dodd	Hurd	Phillips	Stanley
Bass	Donovan	Kavanaugh	Plank	Steele
Becker	Dowling	Knapp	Pratt	Sullivan
Bedell	Ellis	La Rue	Prentice	Tenjost
Beebe	Etzel	Leggett	Prince	Thompson J A
Beihilf	Everett	Lewis	Quinn	Tompkins
Bisland	Fish	Machacek	Reeve	Waddell
Brady	Foelker	Malloy	Reilly	Wagner
Burnett	Foster	Mathews T F	Rogers	Wadsworth
Burns	Francisco	Matthews C R	Rosenstein	Wainwright
Burzynski	Freidel	McKeown	Salomon	Wedemeyer
Byrne	Gardner	McManus	Sammon	Wemple
Cahn	Gates	Merritt	Santee	Whitney F G
Callahan	Grady	Miller	Schoeneck	Wiegand
Carrier	Grattan	Monroe	Scovill	Wilsnack
Caughlan	Gray	Moreland	Shanahan	Wilson
Charles E E	Hackett	Newton	Sheehy	Wolf
Cooke	Hammond	Nugent	Sherry	Wood F C
Coon	Hanford	O'Neill	Shuttleworth	Wood F X
Coutant	Hapeman	Palmer	Slocum	Yale
Cowan	Hastings	Parker	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 348) entitled "An act to create the office of attorney of the board of supervisors of Oneida county." (Rec. No. 238.)

On motion of Mr. Gates, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1380) entitled "An act to empower the board of assessors of the city of New York to estimate and allow damages sustained by owners of real property abutting upon Vernon avenue adjacent to Newtown creek, borough of Queens, in the city of New York, by reason of the construction of the bridge over Newtown creek, between Manhattan avenue in the borough of Brooklyn and Vernon avenue, in the borough of Queens, and the approaches thereto." (Rec. No. 436.)

On motion of Mr. La Fetra, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hanford	Newton	Slocum
Allen F E	Cunningham	Hapeman	Nugent	Smith A E
Allen J G	Dale	Hartman	Ogden	Smith J E
Anderson	Dodd	Hastings	Palmer	Smith R H
Bass	Donovan	Hooker	Parker	Standart
Becker	Dowling	Hooper	Patton	Steele
Bedell	Ellis	Hornidge	Pendry	Sullivan
Beebe	Etzel	Hubbs	Perry	Tenjost
Beihilf	Evans	Hurd	Phillips	Thompson J A

Bird	Everett	Kavanaugh	Platt	Thonet
Brady	Fish	Knapp	Pratt	Tompkins
Brooks	Fitzsimons	La Fetra	Prince	Wade
Burnett	Foelker	La Rue	Quinn	Wagner
Burzynski	Foster	Leggett	Reeve	Wainwright
Byrne	Francisco	Machacek	Rigby	West
Cadin	Freidel	Maier	Rogers	Wemple
Cahn	Fuller	Mathews T F	Rosenstein	Whitney G H
Callahan	Gardner	Matthews C R	Sammon	Wiegand
Caughlan	Grady	McKeown	Santee	Wilsnack
Charles E E	Grattan	McManus	Scovill	Wolf
Charles W B	Gray	Mead	Shanahan	Wood F C
Coon	Gurnett	Merritt	Sheehy	Wood F X
Cotton	Hackett	Monroe	Sherry	Yale
Coutant	Hammond	Moreland	Shuttleworth	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1434) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Joseph Clever against the State for damages for injuries alleged to have been sustained by him, and to render judgment therefor." (Rec. No. 440.)

On motion of Mr. Ogden, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	O'Neill	Smith J E
Allen F E	Cowan	Hartman	Palmer	Smith J T
Allen J G	Cox	Hastings	Parker	Smith R H
Anderson	Cunningham	Hooker	Patton	Stanley
Apgar	Dale	Hornidge	Pendry	Steele
Bass	Dodd	Hurd	Perry	Sullivan
Becker	Donovan	Kavanaugh	Phillips	Tenjost
Bedell	Dowling	Knapp	Plank	Thompson J A

Beebe	Ellis	La Fetra	Platt	Thonet
Beihilf	Etzel	La Rue	Pratt	Waddell
Bird	Evans	Leggett	Prince	Wade
Bisland	Everett	Lewis	Quinn	Wagner
Brady	Fish	Machacek	Reeve	Wainwright
Brooks	Fitzsimons	Maier	Rigby	Wedemeyer
Burns	Foelker	Malloy	Rogers	West
Burzynski	Foster	Mathews T F	Salomon	Whitney F G
Byrne	Francisco	Matthews C R	Sammon	Whitney G H
Cadin	Freidel	McKeown	Santee	Wiegand
Cahn	Fuller	McManus	Scovill	Wilson
Callahan	Gates	Merritt	Shanahan	Wolf
Caughlan	Grady	Miller	Sheehy	Wood F C
Charles E E	Grattan	Monroe	Sherry	Wood F X
Charles W B	Gurnett	Moreland	Shuttleworth	Yale
Cooke	Hackett	Newton	Slocum	Young
Coon	Hanford	Nugent	Smith A P	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1231) entitled "An act to amend chapter 134 of the Laws of 1905, entitled 'An act to extend the boundaries of the city of Rochester and to include therein the village of Brighton and a portion of the town of Brighton,' relative to enrollments, cemeteries, etc." (Rec. No. 439.)

On motion of Mr. Ogden, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hooker	Perry	Standart
Allen J G	Dale	Hooper	Plank	Steele
Anderson	Dodd	Hubbs	Platt	Stevens
Bass	Donovan	Hurd	Pratt	Tenjost
Becker	Dowling	Kavanaugh	Prentice	Thompson G F
Bedell	Ellis	La Fetra	Prince	Thompson J A

Beihilf	Etzel	La Rue	Reilly	Thonet
Bird	Everett	Maier	Rigby	Tompkins
Bisland	Fish	Malloy	Rogers	Waddell
Brady	Fitzsimons	Mathews T F	Rosenstein	Wade
Brooks	Foelker	McKeown	Sammon	Wadsworth
Burnett	Francisco	McManus	Santee	Wainwright
Burns	Freidel	Mead	Scovill	West
Byrne	Fuller	Miller	Schoeneck	Wemple
Cadin	Gardner	Monroe	Shanahan	Whitney F G
Cahn	Grady	Murphy	Sheehy	Whitney G H
Callahan	Grattan	Newton	Sheldon	Wilsnack
Carrier	Gray	Nugent	Shuttleworth	Wilson
Charles E E	Hackett	O'Neill	Slocum	Wolf
Charles W B	Hammond	Palmer	Smith A P	Wood F C
Coon	Hanford	Parker	Smith A E	Wood F X
Cotton	Hapeman	Patton	Smith J E	Yale
Coutant	Hartman	Pendry	Smith R H	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1367) entitled "An act to authorize the grade crossing commissioners of the city of Buffalo to investigate damages to the property owned by the estate of Mary Leng occasioned by the construction of Seneca street crossing in such city." (Rec. No. 438.)

On motion of Mr. Standart, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hastings	Parker	Smith R H
Allen F E	Cowan	Hooker	Patton	Standart
Allen J G	Cunningham	Hornidge	Pendry	Steele
Anderson	Dale	Hubbs	Perry	Stevens
Apgar	Dodd	Hurd	Phillips	Sullivan
Bass	Donovan	Kavanaugh	Plank	Tenjost

Becker	Dowling	Knapp	Platt	Thompson J A
Bedell	Ellis	La Fetra	Pratt	Thonet
Beebe	Etzel	La Rue	Prentice	Tompkins
Beihilf	Everett	Leggett	Prince	Waddell
Bisland	Fish	Machacek	Reeve	Wagner
Brady	Fitzsimons	Maier	Reilly	Wadsworth
Brooks	Foelker	Malloy	Rogers	Wainwright
Burnett	Francisco	Mathews T F	Rosenstein	West
Burns	Freidel	Matthews C R	Salomon	Wemple
Burzynski	Fuller	McKeown	Sammon	Whitney F G
Byrne	Gates	McManus	Santee	Whitney G H
Cadin	Grady	Mead	Scovill	Wiegand
Callahan	Grattan	Merritt	Sheehy	Wilsnack
Carrier	Gray	Monroe	Sheldon	Wilson
Caughlan	Gurnett	Moreland	Sherry	Wolf
Charles E E	Hackett	Murphy	Shuttleworth	Wood F C
Charles W B	Hammond	Newton	Slocum	Wood F X
Cooke	Hanford	Nugent	Smith A E	Yale
Coon	Hapeman	O'Neill	Smith J E	Young
Cotton	Hartman	Palmer	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1137) entitled "An act relating to the property of extinct or disbanded Congregational churches and societies." (Rec. No. 445.)

On motion of Mr. Stanley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith J E
Allen F E	Cox	Hooker	Pendry	Smith J T
Allen J G	Cunningham	Hooper	Perry	Smith R H
Anderson	Dale	Hornidge	Phillips	Standart
Apgar	Dodd	Hubbs	Plank	Stanley
Bass	Dowling	Kavanaugh	Platt	Steele
Becker	Ellis	Knapp	Pratt	Stevens

Bedell	Etzel	La Fetra	Prince	Tenjost
Beebe	Evans	La Rue	Quinn	Thompson G F
Beihilf	Everett	Lewis	Reeve	Thonet
Bisland	Fish	Machacek	Reilly	Tompkins
Brady	Fitzsimons	Maier	Rigby	Waddell
Brooks	Foelker	Malloy	Rogers	Wagner
Burnett	Francisco	Mathews T F	Rosenstein	Wadsworth
Burns	Freidel	Matthews C R	Salomon	Wainwright
Burzynski	Fuller	McKeown	Sammon	Wedemeyer
Byrne	Gardner	McManus	Santee	West
Cadin	Gates	Merritt	Schoeneck	Whitney F G
Cahn	Grady	Miller	Scovill	Whitney G H
Carrier	Grattan	Monroe	Shanahan	Wiegand
Caughlan	Gray	Moreland	Sheehy	Wilsnack
Charles E E	Gurnett	Murphy	Sheldon	Wilson
Charles W B	Hackett	Nugent	Sherry	Wood F C
Cooke	Hammond	Ogden	Shuttleworth	Wood F X
Coon	Hanford	O'Neill	Slocum	Yale
Cotton	Hapeman	Palmer	Smith A E	Young
Coutant	Hartman	Parker		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 257) entitled "An act to amend the Greater New York charter, relative to commitments to the State Reformatory for Women at Bedford." (Rec. No. 62.)

Mr. Palmer moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 1, line 7, strike out the word "fifteen" and insert the word "sixteen."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Speaker announced the special order, being the Senate bill (No. 1433) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the city of Rochester against the State for assessments for local improvements levied and assessed against the State of New York, and to render judgment therefor." (Rec. No. 432.)

On motion of Mr. Ogden, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	O'Neill	Smith J E
Allen F E	Coutant	Hapeman	Palmer	Smith J T
Allen J G	Cowan	Hastings	Parker	Smith R H
Anderson	Cox	Hooker	Patton	Standart
Apgar	Cunningham	Hooper	Pendry	Stanley
Bass	Dale	Hubbs	Perry	Stevens
Becker	Donovan	Hurd	Phillips	Sullivan
Bedell	Dowling	Kavanaugh	Plank	Tenjost
Beebe	Ellis	La Fetra	Platt	Thompson G F
Beihilf	Etzel	La Rue	Pratt	Thonet
Bird	Evans	Leggett	Prentice	Tompkins
Bisland	Everett	Lewis	Prince	Waddell
Brady	Fish	Machacek	Quinn	Wade
Brooks	Fitzsimons	Maier	Reilly	Wagner
Burnett	Foelker	Malloy	Rigby	Wadsworth
Burns	Foster	Mathews T F	Rogers	Wedemeyer
Burzynski	Francisco	Matthews C R	Rosenstein	West
Byrne	Freidel	McKeown	Sammon	Wemple
Cadin	Fuller	McManus	Santee	Whitney G H
Cahn	Gardner	Mead	Scovill	Wiegand
Carrier	Gates	Merritt	Shanahan	Wilsnack
Caughlan	Grady	Monroe	Sheldon	Wolf
Charles E E	Grattan	Moreland	Sherry	Wood F C
Charles W B	Gurnett	Murphy	Shuttleworth	Wood F X
Cooke	Hackett	Newton	Slocum	Yale
Coon	Hammond	Ogden	Smith A P	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2296) entitled "An act to amend the Forest, Fish and Game Law, relative to close season on trout." (Int. No. 1006.)

On motion of Mr. Stevens, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Palmer	Smith J T
Allen F E	Cox	Hooker	Parker	Smith R H
Allen J G	Cunningham	Hooper	Patton	Standart
Anderson	Dale	Hornidge	Pendry	Stanley
Apgar	Dodd	Hubbs	Perry	Stevens
Bass	Donovan	Kavanaugh	Phillips	Sullivan
Becker	Dowling	Knapp	Plank	Tenjost
Bedell	Etzel	La Fetra	Platt	Thompson G F
Beebe	Evans	La Rue	Pratt	Thonet
Beihilf	Everett	Leggett	Prentice	Tompkins
Bird	Fitzsimons	Lewis	Prince	Waddell
Bisland	Foelker	Machacek	Quinn	Wade
Brady	Foster	Maier	Reilly	Wagner
Brooks	Francisco	Mathews T F	Rigby	Wadsworth
Burnett	Freidel	Matthews C R	Rogers	Wainwright
Burzynski	Fuller	McKeown	Rosenstein	Wedemeyer
Byrne	Gardner	McManus	Sammon	West
Cadin	Gates	Mead	Santee	Whitney F G
Cahn	Grady	Merritt	Schoeneck	Whitney G H
Callahan	Grattan	Miller	Shanahan	Wilsnack
Carrier	Gray	Monroe	Sheldon	Wilson
Caughlan	Gurnett	Moreland	Shuttleworth	Wolf
Charles E E	Hackett	Murphy	Slocum	Wood F C
Charles W B	Hanford	Nugent	Smith A P	Wood F X
Cooke	Hapeman	Ogden	Smith A E	Yale
Coon	Hartman	O'Neill	Smith J E	Young
Coutant				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same, and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 2316) entitled "An act to amend the Greater New York charter, relative to the operation of ferries and the acquirement of property therefor." (Int. No. 1381.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 99
NOES 14

Those who voted in the affirmative were:

Allen F E	Donovan	Hornidge	Patton	Stevens
Allen J G	Dowling	Hubbs	Perry	Sullivan
Apgar	Ellis	Hurd	Phillips	Tenjost
Becker	Etzel	Knapp	Plank	Thompson J A
Bedell	Evans	La Rue	Platt	Thonet
Beebe	Fish	Leggett	Pratt	Waddell
Beihilf	Foelker	Lewis	Prentice	Wade
Bisland	Foster	Maier	Rogers	Wadsworth
Brady	Freidel	Mathews T F	Santee	Wainwright
Brooks	Fuller	Matthews C R	Schoeneck	West
Burnett	Gardner	McKeown	Scovill	Wemple
Cadin	Gates	Mead	Sheldon	Whitney F G
Callahan	Grady	Miller	Shuttleworth	Whitney G H
Carrier	Gurnett	Monroe	Slocum	Wilsnack
Cooke	Hammond	Moreland	Smith A P	Wilson
Coon	Hanford	Murphy	Smith J E	Wolf
Cotton	Hartman	Newton	Smith J T	Wood F X
Cowan	Hastings	Ogden	Standart	Yale
Dale	Hooker	O'Neill	Stanley	Young
Dodd	Hooper	Parker	Steele	

Those who voted in the negative were:

Cahn	La Fetra	Nugent	Reilly	Sherry
Fitzsimons	Malloy	Palmer	Salomon	Smith R H
Hackett	McManus	Prince	Sammon	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2319) entitled "An act to amend the Greater New York charter, relative to police clerks in the first and second divisions, and relative to the clerks of the children's court, first division." (Int. No. 457.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 86
NOES 18

Those who voted in the affirmative were:

Allen F E	Cowan	Hurd	Perry	Stanley
Allen J G	Dale	Knapp	Phillips	Steele
Apgar	Dodd	La Rue	Plank	Stevens
Bass	Dowling	Leggett	Platt	Tenjost
Becker	Evans	Lewis	Pratt	Thompson G F
Bedell	Fish	Maier	Prentice	Thonet
Beebe	Foster	Matthews C R	Rogers	Waddell
Beihilf	Freidel	McKeown	Santee	Wade
Bisland	Gardner	Mead	Schoeneck	Wadsworth
Brady	Gates	Miller	Scovill	West
Brooks	Hammond	Moreland	Sheldon	Wemple
Burnett	Hanford	Murphy	Shuttleworth	Whitney F G
Cadin	Hartman	Newton	Slocum	Whitney G H
Callahan	Hastings	Ogden	Smith A P	Wilsnack
Carrier	Hooker	O'Neill	Smith J E	Wilson
Charles E E	Hooper	Parker	Smith J T	Wood F X
Coon	Hubbs	Patton	Standart	Young
Cotton				

Those who voted in the negative were:

Cahn	Fitzsimons	Malloy	Prince	Sherry
Cooke	Hackett	Mathews T F	Salomon	Smith R H
Donovan	Hornidge	Nugent	Sammon	Wiegand
Ellis	La Fetra	Palmer		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1146, Assembly reprint No. 2318) entitled "An act to amend the Village Law, in relation to the borrowing of money for certain purposes." (Rec. No. 301.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 147
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Patton	Smith R H
Allen F E	Cunningham	Hornidge	Pendry	Standart
Allen J G	Dale	Hubbs	Perry	Stanley
Anderson	Dodd	Hurd	Phillips	Steele
Apgar	Donovan	Kavanaugh	Plank	Stevens
Bass	Dowling	Knapp	Platt	Sullivan
Becker	Ellis	La Fetra	Pratt	Tenjost
Bedell	Etzel	La Rue	Prentice	Thompson G F
Beebe	Evans	Leggett	Prince	Thompson J A
Beihilf	Everett	Lewis	Quinn	Thonet
Bird	Fish	Machacek	Reeve	Tompkins
Bisland	Fitzsimons	Maier	Reilly	Waddell
Brady	Foelker	Malloy	Rigby	Wade
Brooks	Foster	Mathews T F	Rogers	Wagner
Burnett	Francisco	Matthews C R	Salomon	Wadsworth
Burns	Freidel	McKeown	Sammon	Wainwright
Burzynski	Fuller	McManus	Santee	Wedemeyer
Byrne	Gardner	Mead	Schoeneck	West
Cadin	Gates	Merritt	Scovill	Wemple
Cahn	Grady	Miller	Shanahan	Whitney F G
Callahan	Grattan	Monroe	Sheehy	Whitney G H
Carrier	Gray	Moreland	Sheldon	Wiegand
Caughlan	Gurnett	Murphy	Sherry	Wilsnack
Charles E E	Hackett	Newton	Shuttleworth	Wilson
Charles W B	Hammond	Nugent	Slocum	Wolf
Cooke	Hanford	Ogden	Smith A P	Wood F C
Coon	Hapeman	O'Neill	Smith A E	Wood F X
Cotton	Hartman	Palmer	Smith J E	Yale
Coutant	Hastings	Parker	Smith J T	Young
Cowan	Hooker			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the Senate bill (No. 315, Assembly reprint No. 2317) entitled "An act to amend the Civil Service Law, in relation to veterans." (Rec. No. 154.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section 15 of

article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 2337 (Int. No. 1454), entitled "An act to amend sections 534, 539, 541 and 547 of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning."

Given under my hand and the privy seal of the State, at the Capitol in the city of Albany, this first day of
[L. S.] May in the year of our Lord one thousand nine hundred and five.

FRANK W. HIGGINS.

By the Governor:

FRANK E. PERLEY,
Secretary to the Governor.

Mr. Speaker announced the special order, being the bill (No. 2337) entitled "An act to amend sections 534, 539, 541 and 547 of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning." (Int. No. 1454.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Palmer	Smith A E
Allen F E	Coutant	Hastings	Parker	Smith J E
Allen J G	Cowan	Hooker	Patton	Smith J T
Anderson	Cox	Hornidge	Pendry	Standart
Apgar	Cunningham	Hubbs	Perry	Stanley
Bass	Dale	Hurd	Phillips	Steele
Becker	Dodd	Kavanaugh	Platt	Stevens
Bedell	Donovan	Knapp	Pratt	Tenjost
Beebe	Dowling	La Fetra	Prentice	Thompson G F
Beihilf	Ellis	La Rue	Prince	Thompson J A
Bisland	Etzel	Leggett	Quinn	Thonet
Brady	Evans	Lewis	Reeve	Waddell
Brooks	Everett	Machacek	Reilly	Wade

Burnett	Fish	Maier	Rigby	Wadsworth
Burns	Foelker	Malloy	Rogers	Wainwright
Burzynski	Foster	Mathews T F	Rosenstein	West
Byrne	Francisco	Matthews C R	Sammon	Wemple
Cadin	Freidel	McKeown	Santee	Whitney G H
Cahn	Fuller	McManus	Schoeneck	Wiegand
Callahan	Gardner	Mead	Scovill	Wilsnack
Carrier	Grady	Miller	Shanahan	Wolf
Caughlan	Grattan	Monroe	Sheehy	Wood F C
Charles E E	Gray	Murphy	Sheldon	Wood F X
Charles W B	Hackett	Newton	Sherry	Yale
Cooke	Hammond	Ogden	Slocum	Young
Coon	Hanford	O'Neill	Smith A P	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 643, Assembly reprint No. 2324) entitled "An act to provide for the payment of expenses of members of special committees of the board of supervisors of Oneida county" (Rec. No. 257), having been announced for a third reading,

On motion of Mr. Gates and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 437, Assembly reprint No. 2313) entitled "An act creating a commission to inquire as to the most practical method of providing modern prison buildings." (Rec. No. 294.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hapeman	O'Neill	Smith R H
Allen F E	Cowan	Hartman	Palmer	Standart
Allen J G	Cox	Hastings	Parker	Steele
Apgar	Cunningham	Hooker	Patton	Stevens
Bass	Dale	Hooper	Pendry	Sullivan
Becker	Dodd	Hornidge	Perry	Tenjost

Bedell	Donovan	Hubbs	Phillips	Thompson G F
Beebe	Dowling	Hurd	Platt	Thompson J A
Beihilf	Ellis	Knapp	Pratt	Tompkins
Bird	Evans	La Fetra	Prince	Waddell
Bisland	Everett	La Rue	Quinn	Wade
Brady	Fish	Lewis	Reilly	Wagner
Brooks	Fitzsimons	Machacek	Rigby	Wadsworth
Burnett	Foelker	Maier	Rosenstein	Wedemeyer
Burns	Foster	Mathews T F	Salomon	West
Burzynski	Francisco	Matthews C R	Sammon	Wemple
Byrne	Freidel	McKeown	Schoeneck	Whitney G H
Cadin	Fuller	McManus	Scovill	Wiegand
Cahn	Gardner	Mead	Sheehy	Wilson
Callahan	Grady	Merritt	Sheldon	Wolf
Carrier	Grattan	Monroe	Sherry	Wood F C
Caughlan	Gray	Moreland	Slocum	Wood F X
Charles E E	Gurnett	Murphy	Smith A P	Yale
Charles W B	Hackett	Newton	Smith A E	Young
Cooke	Hammond	Ogden	Smith J T	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the Senate bill (No. 279, Assembly reprint No. 2312) entitled "An act to amend section 29 of chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors.'" (Rec. No. 65.)

On motion of Mr. Fish, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Stanley
Allen F E	Cunningham	Hornidge	Perry	Steele
Allen J G	Dale	Hubbs	Phillips	Stevens
Anderson	Dodd	Hurd	Plank	Sullivan
Apgar	Donovan	Knapp	Platt	Tenjost
Becker	Dowling	La Fetra	Pratt	Thompson G F
Bedell	Ellis	La Rue	Prentice	Thompson J A
Beebe	Etzel	Lewis	Prince	Thonet

Bird	Evans	Machacek	Quinn	Tompkins
Bisland	Everett	Maier	Reeve	Waddell
Brady	Fitzsimons	Malloy	Rigby	Wade
Brooks	Foelker	Mathews T F	Rogers	Wagner
Burnett	Foster	Matthews C R	Rosenstein	Wadsworth
Burns	Francisco	McKeown	Sammon	Wedemeyer
Burzynski	Freidel	McManus	Santee	West
Byrne	Gardner	Mead	Schoeneck	Wemple
Cadin	Gates	Merritt	Shanahan	Whitney F G
Cahn	Grady	Miller	Sheehy	Whitney G H
Callahan	Grattan	Moreland	Sheldon	Wiegand
Carrier	Gray	Murphy	Shuttleworth	Wolf
Caughlan	Hackett	Newton	Slocum	Wilsnack
Charles E E	Hammond	Nugent	Smith A P	Wolf
Charles W B	Hanford	Ogden	Smith A E	Wood F C
Cooke	Hapeman	O'Neill	Smith J T	Wood F X
Coon	Hartman	Palmer	Smith R H	Yale
Cotton	Hastings	Parker	Standart	Young
Coutant	Hooker	Patton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 2336) entitled "An act to amend the Liquor Tax Law, in relation to special deputy commissioners, excise taxes, local option, persons who shall not traffic in liquors, cancellation proceedings, injunction proceedings, special liquor tax certificates, convictions and reports and fees of county clerks." (Int. No. 1332.)

On motion of Mr. F. G. Whitney, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 1457) entitled "An act to amend the Primary Election Law, in relation to representation in committees and conventions in certain counties." (Int. No. 1171.)

On motion of Mr. Wilsnack, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 948) entitled "An act to amend section 657 of the Code of Civil Procedure." (Rec. No. 212.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 1

Those who voted in the affirmative were:

Agnew	Dale	Hooker	Pendry	Smith J T
Allen F E	Dodd	Hooper	Perry	Smith R H
Anderson	Donovan	Hornidge	Phillips	Stanley
Apgar	Ellis	Hubbs	Plank	Steele
Bass	Etzel	Hurd	Platt	Stevens
Becker	Evans	Kavanaugh	Pratt	Sullivan
Beebe	Everett	La Fetra	Prince	Tenjost
Beihilf	Fish	La Rue	Quinn	Thompson J A
Bird	Fitzsimons	Leggett	Reeve	Thonet
Bisland	Foelker	Lewis	Reilly	Tompkins
Brady	Foster	Machacek	Rigby	Waddell
Brooks	Francisco	Maier	Rogers	Wade
Burns	Freidel	Malloy	Rosenstein	Wagner
Burzynski	Fuller	Mathews T F	Salomon	Wainwright
Byrne	Gardner	Matthews C R	Sammon	Wedemeyer
Cadin	Gates	McKeown	Schoeneck	West
Cahn	Grady	Mead	Scovill	Whitney F G
Callahan	Grattan	Miller	Shanahan	Whitney G H
Caughlan	Gray	Monroe	Sheldon	Wiegand
Charles E E	Hackett	Murphy	Sherry	Wilsnack
Cooke	Hammond	Nugent	Shuttleworth	Wilson
Coon	Hanford	Ogden	Slocum	Wolf
Cotton	Hapeman	O'Neill	Smith A P	Wood F X
Cowan	Hartman	Parker	Smith A E	Yale
Cox	Hastings	Patton	Smith J E	Young
Cunningham				

In the negative:

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 996) entitled "An act to amend section 1418 of the Code of Civil Procedure." (Rec. No. 241.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121
NOES 1

Those who voted in the negative were:

Agnew	Cowan	Hartman	Patton	Smith J T
Allen F E	Cox	Hooker	Pendry	Standart
Anderson	Cunningham	Hooper	Perry	Stanley
Apgar	Dale	Hubbs	Phillips	Steele
Becker	Dodd	Hurd	Plank	Stevens
Bedell	Dowling	Knapp	Platt	Sullivan
Beebe	Ellis	La Fetra	Pratt	Thompson G F
Beihilf	Etzel	Leggett	Prentice	Thompson J A
Bird	Evans	Lewis	Prince	Thonet
Brady	Everett	Machacek	Quinn	Tompkins
Brooks	Fitzsimons	Maier	Reilly	Waddell
Burnett	Foelker	Malloy	Rigby	Wagner
Burns	Foster	Mathews T F	Rogers	Wadsworth
Burzynski	Francisco	Matthews C R	Rosenstein	Wainwright
Byrne	Freidel	McKeown	Sammon	Wedemeyer
Cadin	Fuller	McManus	Santee	Wemple
Cahn	Gardner	Mead	Schoeneck	Whitney F G
Callahan	Gates	Miller	Shanahan	Wiegand
Carrier	Grattan	Monroe	Sheehy	Wilsnack
Caughlan	Gray	Moreland	Sherry	Wolf
Charles E E	Gurnett	Newton	Shuttleworth	Wood F C
Charles W B	Hackett	Nugent	Slocum	Wood F X
Cooke	Hammond	Ogden	Smith A E	Yale
Cotton	Hapeman	Parker	Smith J E	Young
Coutant				

In the negative:

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 826, Assembly reprint No. 2311) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to certain ordinances." (Rec. No. 175.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2281) entitled "An act to amend chapter 568 of the Laws of 1890,

known as the Highway Law, in relation to limitation upon laying out highways." (Int. No. 1558.)

On motion of Mr. Rigby, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

AYES 127
NOES 1

Those who voted in the affirmative were:

Agnew	Cotton	Hanford	Newton	Smith A P
Allen F E	Coutant	Hapeman	Nugent	Smith J E
Allen J G	Cowan	Hastings	Ogden	Smith J T
Anderson	Cox	Hooker	O'Neill	Smith R H
Apgar	Cunningham	Hooper	Parker	Standart
Bass	Dodd	Hornidge	Patton	Steele
Becker	Donovan	Hubbs	Pendry	Stevens
Bedell	Dowling	Hurd	Perry	Sullivan
Beebe	Ellis	Kavanaugh	Phillips	Thompson J A
Beihilf	Etzel	Knapp	Plank	Thompson G F
Bird	Evans	La Fetra	Pratt	Thonet
Bisland	Everett	La Rue	Prentice	Waddell
Brady	Fish	Leggett	Prince	Wade
Brooks	Fitzsimons	Machacek	Quinn	Wagner
Burnett	Foster	Maier	Reeve	Wainwright
Burns	Francisco	Malloy	Rigby	West
Burzynski	Freidel	Mathews T F	Rogers	Wemple
Byrne	Fuller	Matthews C R	Salomon	Whitney F G
Cadin	Gardner	McKeown	Sammon	Whitney G H
Cahn	Gates	McManus	Santee	Wilsnack
Callahan	Grady	Mead	Scovill	Wilson
Carrier	Grattan	Merritt	Shanahan	Wolf
Caughlan	Gray	Monroe	Sheldon	Wood F X
Charles E E	Gurnett	Moreland	Sherry	Yale
Charles W B	Hackett	Murphy	Slocum	Young
Coon	Hammond			

In the negative:

Palmer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1133) entitled "An act to authorize the construction of a new

bridge with double driveways and sidewalks over the Erie canal at South Washington street, in the city of Rome." (Int. No. 947.)

On motion of Mr. Evans, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Ogden	Smith A E
Allen F E	Cox	Hastings	Palmer	Smith J E
Allen J G	Cunningham	Hooker	Parker	Smith J T
Anderson	Dale	Hooper	Patton	Smith R H
Apgar	Dodd	Hornidge	Pendry	Standart
Bass	Donovan	Hubbs	Perry	Stanley
Becker	Dowling	Hurd	Phillips	Stevens
Bedell	Ellis	Kavanaugh	Plank	Sullivan
Beebe	Etzel	Knapp	Platt	Thompson G F
Beihilf	Evans	La Fetra	Pratt	Thonet
Bird	Everett	La Rue	Prentice	Tompkins
Bisland	Fish	Leggett	Prince	Waddell
Brady	Fitzsimons	Lewis	Quinn	Wagner
Brooks	Foelker	Machacek	Reeve	Wadsworth
Burnett	Foster	Maier	Reilly	Wainwright
Burns	Francisco	Malloy	Rigby	Wedemeyer
Burzynski	Freidel	Mathews T F	Rosenstein	Wemple
Byrne	Fuller	Matthews C R	Salomon	Whitney F G
Cadin	Gardner	McKeown	Santee	Wiegand
Callahan	Gates	McManus	Schoeneck	Wilsnack
Carrier	Grady	Mead	Scovill	Wilson
Charles E E	Grattan	Merritt	Shanahan	Wolf
Charles W B	Gray	Monroe	Sheldon	Wood F C
Cooke	Gurnett	Moreland	Sherry	Wood F X
Coon	Hackett	Murphy	Shuttleworth	Yale
Cotton	Hanford	Newton	Smith A P	Young
Coutant	Hapeman	Nugent		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2304) entitled "An act to confer jurisdiction upon the Court of

Claims to hear, audit and determine the alleged claim of the administrator of the goods, chattels and credits, to be hereafter appointed, of Harold A. Greene, deceased, or the heirs-at-law and next of kin of said Harold A. Greene, deceased, against the State of New York for damages for the death of said Harold A. Greene, deceased." (Int. No. 1566.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 148
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hooper	Pendry	Smith R H
Allen F E	Cunningham	Hornidge	Perry	Standart
Allen J G	Dale	Hubbs	Phillips	Stanley
Anderson	Dodd	Hurd	Plank	Steele
Apgar	Donovan	Kavanaugh	Platt	Stevens
Bass	Dowling	Knapp	Pratt	Sullivan
Becker	Ellis	La Fetra	Prentice	Tenjost
Bedell	Etzel	La Rue	Prince	Thompson G F
Beebe	Evans	Leggett	Quinn	Thompson J A
Beihilf	Everett	Lewis	Reeve	Thonet
Bird	Fish	Machacek	Reilly	Tompkins
Bisland	Fitzsimons	Maier	Rigby	Waddell
Brady	Foelker	Malloy	Rogers	Wade
Brooks	Foster	Mathews T F	Rosenstein	Wagner
Burnett	Francisco	Matthews C R	Salomon	Wadsworth
Burns	Freidel	McKeown	Sammon	Wainwright
Burzynski	Fuller	McManus	Santee	Wedemeyer
Byrne	Gardner	Mead	Schoeneck	West
Cadin	Gates	Merritt	Scovill	Wemple
Cahn	Grady	Miller	Shanahan	Whitney F G
Callahan	Grattan	Monroe	Sheehy	Whitney G H
Carrier	Gray	Moreland	Sheldon	Wiegand
Caughlan	Gurnett	Murphy	Sherry	Wilsnack
Charles E E	Hackett	Newton	Shuttleworth	Wilson
Charles W B	Hammond	Nugent	Slocum	Wolf
Cooke	Hanford	Ogden	Smith A P	Wood F C
Coon	Hapeman	O'Neill	Smith A E	Wood F X
Cotton	Hartman	Palmer	Smith J E	Yale
Coutant	Hastings	Parker	Smith J T	Young
Cowan	Hooker	Patton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 987) entitled "An act to create a pension fund for volunteer firemen, to provide for the appointment of boards of commissioners and for the payment of an annual pension to indigent or permanently disabled firemen who have been or who may be honorably discharged in accordance with the laws of the State of New York governing the volunteer fire department organizations in the cities of the first, second and third class." (Int. No. 846.)

On motion of Mr. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132
NOES 1

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Pendry	Smith J T
Allen F E	Dale	Hubbs	Perry	Smith R H
Allen J G	Dodd	Hurd	Phillips	Stanley
Apgar	Donovan	Kavanaugh	Plank	Steele
Bass	Ellis	Knapp	Platt	Stevens
Becker	Etzel	La Rue	Pratt	Tenjost
Bedell	Evans	Leggett	Prentice	Thompson G F
Beebe	Everett	Lewis	Prince	Thompson J A
Beihilf	Fish	Machacek	Quinn	Thonet
Bird	Foelker	Maier	Reeve	Waddell
Bisland	Foster	Malloy	Reilly	Wade
Brooks	Francisco	Mathews T F	Rigby	Wagner
Burnett	Freidel	Matthews C R	Rogers	Wainwright
Burns	Gardner	McKeown	Rosenstein	Wedemeyer
Burzynski	Gates	McManus	Salomon	West
Byrne	Grady	Mead	Sammon	Wemple
Cadin	Grattan	Merritt	Santee	Whitney F G
Cahn	Gray	Monroe	Schoeneck	Whitney G H
Callahan	Gurnett	Moreland	Scovill	Wiegand
Caughlan	Hackett	Newton	Shanahan	Wilsnack
Charles E E	Hammond	Nugent	Sheldon	Wilson
Charles W B	Hanford	Ogden	Sherry	Wolf
Cooke	Hapeman	O'Neill	Shuttleworth	Wood F C

Coon	Hartman	Palmer	Smith A P	Wood F X
Cotton	Hastings	Parker	Smith A E	Yale
Coutant	Hooker	Patton	Smith J E	Young
Cox	Hooper			

In the negative:

Fuller

Mr. Speaker announced the special order, being the Senate bill (No. 1214, Assembly reprint No. 2325) entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants,' as amended by chapter 616 of the Laws of 1900, and further amended by chapter 544 of the Laws of 1902." (Rec. No. 351.)

On motion of Mr. Stanley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hackett	Newton	Smith J T
Allen F E	Cowan	Hammond	Ogden	Standart
Allen J G	Cox	Hanford	O'Neill	Stanley
Anderson	Cunningham	Hapeman	Palmer	Steele
Apgar	Dale	Hartman	Patton	Stevens
Bass	Dodd	Hastings	Pendry	Tenjost
Becker	Donovan	Hooker	Perry	Thompson J A
Bedell	Dowling	Hooper	Plank	Thonet
Beebe	Ellis	Hornidge	Platt	Tompkins
Beihilf	Etzel	Hurd	Pratt	Waddell
Bird	Evans	Kavanaugh	Prentice	Wade
Bisland	Everett	Knapp	Prince	Wadsworth
Brooks	Fish	La Fetra	Reeve	Wainwright
Burnett	Fitzsimons	La Rue	Reilly	Wedemeyer
Burns	Foelker	Leggett	Rogers	West
Burzynski	Foster	Machacek	Rosenstein	Wemple
Byrne	Francisco	Maier	Sammon	Whitney F G
Cadin	Freidel	Mathews T F	Santee	Whitney G H
Cahn	Fuller	Matthews C R	Scovill	Wiegand
Callahan	Gardner	McKeown	Shanahan	Wilsnack
Caughlan	Gates	McManus	Sheldon	Wolf

Charles E E	Grady	Merritt	Shuttleworth	Wood F C
Charles W B	Grattan	Miller	Slocum	Wood F X
Cooke	Gray	Moreland	Smith A E	Yale
Coon	Gurnett	Murphy	Smith J E	Young
Cotton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the bill (No. 2327) entitled "An act to amend the Greater New York charter, relative to the police department." (Int. No. 1406.)

On motion of Mr. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hooker	Parker	Smith J E
Allen F E	Cox	Hooper	Patton	Smith J T
Allen J G	Dale	Hornidge	Pendry	Smith R H
Anderson	Dodd	Hubbs	Perry	Stanley
Apgar	Donovan	Hurd	Phillips	Steele
Bass	Ellis	Kavanaugh	Plank	Stevens
Becker	Etzel	Knapp	Platt	Thonet
Bedell	Evans	La Fetra	Pratt	Thompson G F
Beebe	Everett	La Rue	Prentice	Thompson J A
Beihilf	Fish	Leggett	Prince	Tompkins
Bird	Fitzsimons	Lewis	Quinn	Waddell
Bisland	Foelker	Machacek	Reeve	Wade
Brady	Francisco	Malloy	Reilly	Wagner
Brooks	Freidel	Mathews T F	Rigby	Wadsworth
Burnett	Fuller	Matthews C R	Rogers	Wedemeyer
Burzynski	Gardner	McKeown	Rosenstein	Wolf
Byrne	Gates	McManus	Sammon	Wemple
Cadin	Grady	Mead	Santee	Wood F C
Cahn	Grattan	Merritt	Schoeneck	Whitney G H
Carrier	Gray	Miller	Scovill	Wiegand
Caughlan	Gurnett	Monroe	Shanahan	Wilson
Charles E E	Hackett	Murphy	Sheehy	Wolf
Charles W B	Hanford	Newton	Sherry	Wood F C
Coon	Hapeman	Nugent	Shuttleworth	Wood F X
Cotton	Hartman	Ogden	Slocum	Yale
Coutant	Hastings	Palmer	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 374, Assembly reprint No. 2323) entitled "An act to abolish the office of curator of the medical department of the University of Buffalo and vesting his powers and duties in the faculty of the medical department of such university." (Rec. No. 101.)

On motion of Mr. Cox, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	Palmer	Smith A E
Allen F E	Cowan	Hartman	Parker	Smith J E
Allen J G	Cox	Hastings	Patton	Smith R H
Anderson	Cunningham	Hooker	Pendry	Standart
Bass	Dale	Hooper	Perry	Stanley
Becker	Dodd	Hubbs	Phillips	Stevens
Bedell	Donovan	Hurd	Plank	Sullivan
Beebe	Dowling	Kavanaugh	Platt	Thompson G F
Beihilf	Ellis	Knapp	Pratt	Thompson J A
Bird	Etzel	La Fetra	Prentice	Thonet
Bisland	Everett	La Rue	Prince	Waddell
Brady	Fish	Leggett	Quinn	Wade
Brooks	Fitzsimons	Lewis	Reeve	Wagner
Burnett	Foelker	Maier	Rigby	Wainwright
Burns	Foster	Malloy	Rogers	Wedemeyer
Burzynski	Francisco	Mathews T F	Rosenstein	Wemple
Byrne	Fuller	Matthews C R	Salomon	Whitney F G
Cadin	Gardner	McKeown	Santee	Whitney G H
Cahn	Gates	McManus	Schoeneck	Wiegand
Callahan	Grady	Merritt	Scovill	Wilsnack
Caughlan	Grattan	Miller	Shanahan	Wolf
Charles E E	Gray	Moreland	Sheldon	Wood F C
Charles W B	Gurnett	Murphy	Sherry	Wood F X
Cooke	Hackett	Nugent	Shuttleworth	Yale
Coon	Hammond	Ogden	Smith A P	Young
Cotton	Hanford	O'Neill		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the Senate bill (No. 1432) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, composing the firm of Risley & Love, against the State for damages alleged to have been sustained by them, and to render judgment therefor." (Rec. No. 434.)

On motion of Mr. Gates, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hubbs	Phillips	Steele
Allen J G	Dodd	Hurd	Platt	Stevens
Anderson	Donovan	Kavanaugh	Pratt	Sullivan
Apgar	Dowling	Knapp	Prentice	Tenjost
Bass	Etzel	La Fetra	Prince	Thompson G F
Becker	Evans	La Rue	Reeve	Thompson J A
Bedell	Fish	Lewis	Reilly	Thonet
Beihilf	Fitzsimons	Machacek	Rogers	Tompkins
Bird	Foster	Maier	Salomon	Waddell
Bisland	Freidel	Malloy	Sammon	Wade
Brady	Fuller	Mathews T F	Santee	Wagner
Brooks	Gardner	Matthews C R	Schoeneck	Wadsworth
Burnett	Gates	McKeown	Scovill	Wainwright
Burzynski	Grady	McManus	Shanahan	West
Byrne	Grattan	Mead	Sheehy	Wemple
Cadin	Gray	Miller	Sheldon	Whitney F G
Callahan	Gurnett	Monroe	Sherry	Whitney G H
Carrier	Hackett	Murphy	Shuttleworth	Wiegand
Caughlan	Hanford	Newton	Slocum	Wilsnack
Charles W B	Hapeman	Ogden	Smith A P	Wolf
Cooke	Hartman	O'Neill	Smith J E	Wood F C
Coon	Hastings	Palmer	Smith J T	Wood F X
Cotton	Hooker	Patton	Smith R H	Yale
Cowan	Hooper	Pendry	Standart	Young
Cox	Hornidge	Perry	Stanley	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1445) entitled "An act to amend the Liquor Tax Law, relative to the obtaining and filing of consents after the revocation of a liquor tax certificate." (Rec. No. 442.)

On motion of Mr. Palmer, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1361) entitled "An act to amend chapter 47 of the Laws of 1891, entitled 'An act to make the office of county clerk of Herkimer county a salaried office and regulating the management of said office, relating to the power and authority of special deputies.'" (Rec. No. 452.)

On motion of Mr. Steele, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hartman	Palmer	Smith J T
Allen F E	Coutant	Hastings	Patton	Smith R H
Allen J G	Cox	Hooper	Pendry	Stanley
Anderson	Cunningham	Hornidge	Perry	Steele
Apgar	Dodd	Hubbs	Phillips	Stevens
Bass	Donovan	Hurd	Plank	Sullivan
Becker	Dowling	Kavanaugh	Platt	Tenjost
Bedell	Ellis	Knapp	Pratt	Thompson J A
Beebe	Evans	La Fetra	Prince	Thonet
Beihilf	Everett	La Rue	Quinn	Waddell
Bird	Fish	Leggett	Reeve	Wade
Bisland	Foelker	Lewis	Reilly	Wagner
Brady	Foster	Maier	Rigby	Wadsworth
Brooks	Francisco	Malloy	Rogers	Wainwright
Burnett	Freidel	Mathews T F	Salomon	West
Burns	Fuller	Matthews C R	Santee	Wemple
Burzynski	Gardner	McKeown	Schoeneck	Whitney F G

Byrne	Gates	McManus	Scovill	Whitney G H
Cadin	Grady	Mead	Shanahan	Wiegand
Callahan	Grattan	Merritt	Sheehy	Wilsnack
Carrier	Gray	Monroe	Sherry	Wolf
Caughlan	Hackett	Moreland	Shuttleworth	Wood F C
Charles E E	Hammond	Newton	Smith A P	Wood F X
Cooke	Hanford	Nugent	Smith A E	Yale
Coon	Hapeman	O'Neill	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1394) entitled "An act to amend chapter 147 of the Laws of 1903, entitled 'An act making provision for issuing bonds to the amount of not to exceed $101,000,000 for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year 1903,' in relation to locks and channel." (Rec. No. 454.)

On motion of Mr. Cox, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 75
NOES 43

Those who voted in the affirmative were:

Allen J G	Dale	Hastings	Nugent	Tenjost
Anderson	Dodd	Hooper	O'Neill	Thompson G F
Bedell	Dowling	Hornidge	Parker	Thonet
Beihilf	Ellis	Hubbs	Patton	Waddell
Bird	Etzel	Hurd	Prince	Wagner
Brady	Evans	Kavanaugh	Quinn	Wainwright
Brooks	Fitzsimons	La Fetra	Reilly	Wedemeyer
Burns	Foelker	Leggett	Salomon	Wemple
Burzynski	Francisco	Lewis	Sammon	Wood F C
Byrne	Freidel	Mathews T F	Schoeneck	Whitney G H
Cadin	Fuller	McKeown	Scovill	Wiegand
Cahn	Gates	McManus	Shuttleworth	Wilsnack

Callahan	Hackett	Merritt	Smith A E	Wolf
Caughlan	Hammond	Miller	Standart	Yale
Cotton	Hartman	Murphy	Stanley	Young

Those who voted in the negative were:

Allen F E	Donovan	Matthews C R	Platt	Smith J T
Apgar	Foster	Mead	Pratt	Smith R H
Carrier	Gurnett	Monroe	Rogers	Steele
Bass	Hanford	Moreland	Santee	Wade
Beebe	Hooker	Newton	Sheldon	Wadsworth
Charles E E	Knapp	Palmer	Slocum	West
Cooke	La Rue	Perry	Smith A P	Wilson
Coon	Maier	Phillips	Smith J E	Wood F X
Cowan	Malloy	Plank		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1450) entitled "An act to confirm and legalize certain taxes and assessments in the city of Utica." (Rec. No. 453.)

On motion of Mr. Gates, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Patton	Smith J T
Allen F E	Cox	Hooker	Pendry	Standart
Allen J G	Dale	Hooper	Perry	Stanley
Anderson	Dodd	Hubbs	Phillips	Steele
Bass	Donovan	Hurd	Plank	Stevens
Becker	Dowling	Kavanaugh	Platt	Tenjost
Bedell	Ellis	Knapp	Pratt	Thompson G F
Beebe	Etzel	La Fetra	Prince	Thompson J A
Bird	Evans	Leggett	Quinn	Thonet
Bisland	Everett	Lewis	Reeve	Waddell
Brady	Fish	Maier	Reilly	Wade
Brooks	Fitzsimons	Malloy	Rigby	Wagner
Burnett	Foster	Mathews T F	Rogers	Wadsworth
Burzynski	Francisco	Matthews C R	Salomon	Wedemeyer

Byrne	Freidel	McKeown	Sammon	West
Cadin	Fuller	McManus	Santee	Whitney F G
Cahn	Gates	Merritt	Scovill	Whitney G H
Carrier	Grady	Miller	Shanahan	Wiegand
Caughlan	Grattan	Moreland	Sheehy	Wilsnack
Charles E E	Gray	Murphy	Sherry	Wilson
Charles W B	Hackett	Newton	Shuttleworth	Wolf
Cooke	Hammond	Ogden	Smith A P	Wood F X
Cotton	Hanford	O'Neill	Smith A E	Yale
Coutant	Hapeman	Parker	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 559) entitled "An act to amend the Greater New York charter by adding a new title thereto relative to the retirement from active service of officers, clerks and employees in the department of finance." (Rec. No. 455.)

On motion of Mr. Tompkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123
NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Parker	Smith R H
Allen F E	Cunningham	Hooker	Pendry	Standart
Allen J G	Dale	Hornidge	Perry	Steele
Apgar	Dodd	Hubbs	Plank	Stevens
Bass	Donovan	Hurd	Platt	Sullivan
Becker	Dowling	Kavanaugh	Pratt	Thompson G F
Bedell	Ellis	Knapp	Prentice	Thompson J A
Beebe	Etzel	La Fetra	Prince	Thonet
Beihilf	Evans	La Rue	Reeve	Waddell
Bird	Everett	Leggett	Reilly	Wade
Bisland	Fish	Lewis	Rogers	Wagner
Brady	Fitzsimons	Machacek	Rosenstein	Wadsworth
Brooks	Foelker	Malloy	Salomon	Wainwright
Burnett	Francisco	Mathews T F	Sammon	Wedemeyer
Burns	Freidel	Matthews C R	Santee	West

Byrne	Gardner	McKeown	Schoeneck	Wemple
Cadin	Gates	McManus	Shanahan	Whitney F G
Callahan	Grattan	Mead	Sheehy	Wiegand
Carrier	Gray	Miller	Sheldon	Wilsnack
Caughlan	Gurnett	Monroe	Shuttleworth	Wolf
Charles E E	Hackett	Murphy	Slocum	Wood F C
Charles W B	Hammond	Newton	Smith A P	Wood F X
Coon	Hanford	Ogden	Smith J E	Yale
Cotton	Hapeman	O'Neill	Smith J T	Young
Coutant	Hartman	Palmer		

In the negative:

Fuller

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1369) entitled "An act to prohibit the use and construction of buildings for stabling purposes in the vicinity of churches and hospitals in the city of New York." (Rec. No. 456.)

On motion of Mr. Rigby, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 1

Agnew	Coutant	Hartman	Parker	Smith A E
Allen F E	Cowan	Hastings	Patton	Smith J E
Allen J G	Cox	Hooker	Pendry	Smith J T
Anderson	Cunningham	Hooper	Perry	Standart
Apgar	Dale	Hubbs	Phillips	Stanley
Bass	Dodd	Hurd	Plank	Steele
Becker	Donovan	Kavanaugh	Platt	Stevens
Bedell	Dowling	Knapp	Pratt	Tenjost
Beebe	Ellis	La Rue	Prentice	Thompson G F
Beihilf	Etzel	Leggett	Quinn	Thonet
Bird	Evans	Lewis	Reeve	Tompkins
Bisland	Everett	Maier	Reilly	Waddell
Brady	Fish	Malloy	Rigby	Wade
Burnett	Foelker	Mathews T F	Rogers	Wagner
Burns	Foster	Matthews C R	Rosenstein	Wadsworth

Burzynski	Freidel	McKeown	Salomon	Wainwright
Byrne	Fuller	McManus	Sammon	West
Cadin	Gardner	Merritt	Santee	Wemple
Cahn	Gates	Miller	Schoeneck	Whitney F G
Callahan	Grady	Monroe	Scovill	Whitney G H
Carrier	Grattan	Murphy	Shanahan	Wilsnack
Caughlan	Gray	Newton	Sheldon	Wilson
Charles W B	Gurnett	Nugent	Sherry	Wolf
Cooke	Hackett	Ogden	Shuttleworth	Wood F C
Coon	Hanford	O'Neill	Slocum	Yale
Cotton	Hapeman	Palmer	Smith A P	Young

In the negative:

La Fetra

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1436) entitled "An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York acquired by escheat or forfeiture on the death of said Joseph Demers." (Rec. No. 459.)

On motion of Mr. Plank, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 120
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hartman	Palmer	Smith A E
Allen F E	Dale	Hastings	Parker	Smith J E
Anderson	Donovan	Hooker	Patton	Smith R H
Bass	Dowling	Hooper	Pendry	Standart
Becker	Ellis	Hornidge	Perry	Stanley
Beihilf	Etzel	Hurd	Phillips	Stevens
Bird	Evans	Kavanaugh	Platt	Sullivan

Brady	Everett	La Fetra	Pratt	Tenjost
Brooks	Fish	Leggett	Prentice	Thompson G F
Burnett	Fitzsimons	Lewis	Prince	Thompson J A
Burns	Foster	Machacek	Quinn	Tompkins
Burzynski	Francisco	Malloy	Reilly	Wade
Byrne	Freidel	Mathews T F	Rigby	Wadsworth
Cadin	Fuller	Matthews C R	Rogers	Wainwright
Cahn	Gardner	McManus	Rosenstein	West
Callahan	Gates	Mead	Sammon	Whitney F G
Carrier	Grady	Merritt	Santee	Whitney G H
Caughlan	Grattan	Miller	Scovill	Wilsnack
Charles E E	Gray	Monroe	Shanahan	Wilson
Cooke	Gurnett	Moreland	Sheehy	Wolf
Coon	Hackett	Murphy	Sheldon	Wood F C
Coutant	Hammond	Nugent	Shuttleworth	Wood F X
Cowan	Hanford	Ogden	Slocum	Yale
Cox	Hapeman	O'Neill	Smith A P	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 939) entitled "An act amending section 979 of the charter of the city of New York relative to assessment maps." (Rec. No. 460.)

On motion of Mr. La Fetra, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Palmer	Smith A E
Allen F E	Cox	Hastings	Parker	Smith J E
Anderson	Dale	Hooker	Patton	Smith J T
Apgar	Dodd	Hooper	Pendry	Standart
Bass	Donovan	Hubbs	Perry	Stanley
Becker	Ellis	Hurd	Phillips	Stevens
Bedell	Etzel	Kavanaugh	Plank	Sullivan
Beebe	Evans	Knapp	Platt	Thompson G F
Beihilf	Everett	La Fetra	Pratt	Thompson J A

Bisland	Fish	Leggett	Prentice	Tompkins
Brady	Fitzsimons	Lewis	Quinn	Waddell
Brooks	Foelker	Maier	Reeve	Wade
Burnett	Foster	Malloy	Rigby	Wadsworth
Burns	Francisco	Mathews T F	Rogers	Wainwright
Burzynski	Freidel	Matthews C R	Salomon	West
Cadin	Gardner	McKeown	Sammon	Wemple
Cahn	Gates	McManus	Schoeneck	Whitney G H
Carrier	Grady	Merritt	Scovill	Wilsnack
Caughlan	Gray	Miller	Shanahan	Wilson
Charles E E	Gurnett	Moreland	Sheldon	Wolf
Charles W B	Hackett	Murphy	Sherry	Wood F X
Coon	Hammond	Nugent	Shuttleworth	Yale
Cotton	Hanford	Ogden	Slocum	Young
Coutant	Hapeman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1152) entitled "An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into, and to audit and allow the claims of James Brennan, Edgar Bowler, Charles Burpo, Thomas Clark, Peter Crosby, Daniel J. Conway, James Collins, Frank Carter, Michael Dunn, William H. Fuller, Edmund Grant, James Grant, John Hussy, William Marine, Patrick McGuire, Michael Moran, Thomas Mosley, John McNally, Cornelius Murphy, John F. McCormack, Michael O'Brien, William Quinlan, Richard Roonan, Thomas Ryan, Patrick McVeigh, John P. Muller, William Carroll, James Fitzgibbons, John Broan, Oliver Hessell, James Eagan, John P. McGuinness, Walter Sayre, Edward Collins, John Eagan, Michael Lombardi, Frank Miller, Thomas Carrigy, Henry Carson, John Smith, Charles Masterson, Phillip Stein, Joseph F. Clifford, John Mack, Thomas Finn, Con. Grinnan, John Kelley, John Brady, Thomas Carmine, Thomas Searson, Michael Mallery, James McHeary, John Condon, Chris. Geyer, Nicholas Glavin, Patrick Whalen, Fred. Worth, James McCormack, Peter Woods, Nicholas Moran, James Clark, Thomas Knevenee, Alfred P. Thorley and Phillip Morrison, for compensation under chapter 415 of the Laws of 1892, for services rendered as drivers in the department of street cleaning in the city of New York." (Rec. No. 461.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130
NOES 00

Those who voted in the affirmative were:

Agnew	Coutant	Hapeman	Patton	Smith R H
Allen F E	Cowan	Hartman	Pendry	Stanley
Allen J G	Cox	Hastings	Perry	Steele
Anderson	Cunningham	Hubbs	Phillips	Stevens
Bass	Dale	Kavanaugh	Plank	Sullivan
Becker	Dodd	Hubbs	Platt	Tenjost
Bedell	Donovan	Hurd	Prentice	Thompson G F
Beebe	Dowling	Knapp	Prince	Thompson J A
Beihilf	Ellis	La Fetra	Quinn	Thonet
Bird	Etzel	La Rue	Reilly	Tompkins
Bisland	Evans	Lewis	Rigby	Waddell
Brady	Everett	Machacek	Rogers	Wade
Brooks	Fish	Maier	Salomon	Wagner
Burnett	Fitzsimons	Malloy	Sammon	Wadsworth
Burns	Foelker	Mathews T F	Santee	Wedemeyer
Burzynski	Foster	Matthews C R	Schoeneck	West
Byrne	Francisco	McKeown	Scovill	Wemple
Cadin	Freidel	Mead	Shanahan	Whitney F G
Cahn	Fuller	Merritt	Sheldon	Whitney G H
Callahan	Gardner	Monroe	Sherry	Wilsnack
Carrier	Gates	Moreland	Shuttleworth	Wilson
Caughlan	Grady	Newton	Slocum	Wolf
Charles E E	Grattan	Nugent	Smith A P	Wood F C
Charles W B	Gray	Ogden	Smith A E	Wood F X
Cooke	Gurnett	Palmer	Smith J E	Yale
Coon	Hackett	Parker	Smith J T	Young
Cotton	Hanford			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1374) entitled "An act to authorize the board of assessors of the city of New York to estimate and allow damages due to the

change of grade of Palisade avenue upon the opening of Spuyten Duyvil parkway." (Rec. No. 463.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133
NOES 00

Those who voted in the affirmative were:

Agnew	Cotton	Hammond	Newton	Slocum
Allen F E	Coutant	Hanford	Ogden	Smith A E
Allen J G	Cowan	Hapeman	O'Neill	Smith J E
Anderson	Cox	Hartman	Palmer	Smith R H
Apgar	Cunningham	Hastings	Parker	Standart
Bass	Dale	Hooker	Patton	Steele
Becker	Dodd	Hooper	Pendry	Stevens
Bedell	Donovan	Hornidge	Perry	Sullivan
Beebe	Dowling	Hubbs	Phillips	Thompson G F
Beihilf	Ellis	Hurd	Plank	Thompson J A
Bird	Etzel	Kavanaugh	Platt	Tompkins
Bisland	Evans	Knapp	Pratt	Waddell
Brady	Everett	La Fetra	Prentice	Wade
Brooks	Fish	La Rue	Prince	Wadsworth
Burnett	Fitzsimons	Leggett	Quinn	Wainwright
Burns	Foelker	Lewis	Reeve	West
Burzynski	Foster	Machacek	Reilly	Wemple
Byrne	Francisco	Maier	Rigby	Whitney F G
Cadin	Freidel	Malloy	Rogers	Wiegand
Cahn	Fuller	Mathews T F	Rosenstein	Wilsnack
Callahan	Gardner	Matthews C R	Sammon	Wilson
Carrier	Gates	McKeown	Santee	Wolf
Caughlan	Grady	McManus	Scovill	Wood F C
Charles E E	Grattan	Merritt	Shanahan	Wood F X
Charles W B	Gray	Miller	Sheldon	Yale
Cooke	Gurnett	Moreland	Sherry	Young
Coon	Hackett	Murphy		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 216) entitled "An act to authorize the town board of the

town of Pulteney, county of Steuben, to consolidate election districts in such town." (Rec. No. 465.)

On motion of Mr. Platt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hornidge	Phillips	Stanley
Allen F E	Dale	Hubbs	Plank	Steele
Allen J G	Donovan	Kavanaugh	Platt	Stevens
Apgar	Dowling	Knapp	Pratt	Sullivan
Bass	Ellis	La Rue	Prentice	Tenjost
Becker	Etzel	Leggett	Prince	Thompson G F
Bedell	Everett	Machacek	Quinn	Thompson J A
Beebe	Fish	Maier	Reeve	Thonet
Beihilf	Fitzsimons	Mathews T F	Reilly	Tompkins
Bisland	Foelker	Matthews C R	Rigby	Waddell
Brady	Francisco	McKeown	Rogers	Wade
Brooks	Freidel	Mead	Salomon	Wadsworth
Burnett	Fuller	Merritt	Sammon	Wainwright
Burns	Gardner	Miller	Santee	Wedemeyer
Byrne	Gates	Moreland	Scovill	Wemple
Cadin	Grady	Murphy	Shanahan	Whitney F G
Cahn	Grattan	Newton	Sheldon	Whitney G H
Carrier	Gurnett	Nugent	Sherry	Wiegand
Caughlan	Hackett	Ogden	Shuttleworth	Wilsnack
Charles W B	Hammond	O'Neill	Smith A P	Wilson
Cooke	Hanford	Palmer	Smith A E	Wolf
Coon	Hapeman	Patton	Smith J E	Wood F X
Cotton	Hartman	Pendry	Smith R H	Yale
Cowan	Hastings	Perry	Standart	Young
Cox	Hooper			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1274) entitled "An act to provide for the erection of a suitable monument to commemorate the heroism, sacrifice and patriot-

ism of more than nine thousand New York soldiers who were confined as prisoners of war in Andersonville prison, Georgia, of whom more than two thousand five hundred died in the prison, and making an appropriation therefor." (Rec. No. 464.)

On motion of Mr. Burnett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 112
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hastings	Patton	Smith J E
Allen J G	Cox	Hooper	Pendry	Smith J T
Anderson	Cunningham	Hornidge	Perry	Standart
Bass	Dodd	Hurd	Plank	Stanley
Becker	Donovan	Kavanaugh	Platt	Stevens
Bedell	Dowling	Knapp	Pratt	Sullivan
Beihilf	Etzel	La Rue	Prentice	Tenjost
Bisland	Evans	Leggett	Prince	Thompson J A
Brady	Everett	Machacek	Reeve	Thonet
Burnett	Fish	Maier	Reilly	Tompkins
Burns	Foelker	Mathews T F	Rigby	Wade
Burzynski	Foster	Matthews C R	Rogers	Wadsworth
Byrne	Francisco	McKeown	Rosenstein	Wainwright
Cadin	Freidel	McManus	Sammon	West
Cahn	Gardner	Merritt	Santee	Whitney F G
Callahan	Grady	Monroe	Scovill	Whitney G H
Caughlan	Grattan	Moreland	Shanahan	Wilsnack
Charles E E	Gray	Murphy	Sheehy	Wilson
Charles W B	Gurnett	Nugent	Sheldon	Wood F C
Cooke	Hammond	Ogden	Shuttleworth	Wood F X
Coon	Hanford	Palmer	Slocum	Yale
Cotton	Hapeman	Parker	Smith A E	Young
Coutant	Hartman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 881) entitled "An act to amend chapter 507 of the Laws of

1903, entitled 'An act to abolish certain grade crossings of highways and railroads in the borough of Brooklyn in the city of New York and county of Kings, and providing for necessary changes in the grades of highways, streets and avenues, and of portions of the railroad and right of way of the New York, Brooklyn and Manhattan Beach Railway Company, leased to the Long Island Railroad Company, and of the Brooklyn Union Elevated Railroad Company, leased to the Brooklyn Heights Railroad Company, so as to abolish present and avoid future crossings at grade, and providing means for the payment for such alterations or changes as amended by chapter 603 of the Laws of 1904.'" (Rec. No. 349.)

On motion of Mr. McKeown, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1054) entitled "An act to amend the Penal Code in relation to crimes against the elective franchises." (Rec. No. 338.)

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved, That on and after Wednesday, May 3, the sessions of this House be held at 10 o'clock a. m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Ellis offered for the consideration of the House a resolution, in the words following:

Whereas, The United States government has succeeded in locating the remains of that eminent sailor and American patriot, John Paul Jones, in the Republic of France, and through the cooperation and courtesy of the French government is bringing his body to the shores of his native land for final and fitting interment, and

Whereas, The people of the city of New York believe that the most appropriate resting place for this illustrious hero should be

on Manhattan island, the great sailor and patriot having frequently expressed the desire to live and finally rest there; therefore, be it

Resolved, That the Legislature of the State of New York hereby earnestly requests their Representatives in Congress from this State to use their influence with the Federal government to have the wishes of the great sailor and patriot to be buried in the city of New York carried out with appropriate and solemn ceremony.

Resolved, That a copy of these resolutions be transmitted to all Members of Congress representing the State of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Foelker offered for the consideration of the House a resolution, in the words following:

Whereas, The Supreme Commander of the Universe has in His infinite wisdom removed from his sphere of usefulness upon earth a brave, daring and heroic soldier, as well as a great statesman, General Fitzhugh Lee; therefore, be it

Resolved, That when this House adjourns it adjourn out of respect to the memory of the said General Fitzhugh Lee, who departed this life on April 29, 1905.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Malloy offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), that Assembly bill No. 1596, entitled "An act to amend the Military Code, relative to pay and allowances" (Int. No. 1244), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), that Senate bill No. 877, entitled "An act to amend the Railroad Law in relation to the incorporation and powers of railroad corporations" (Rec. No. 317), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution returning to the Governor Assembly bill No. 1354, entitled "An act in relation to certain assessments for local improvements in the city of Syracuse" (Int. No. 915), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution returning to the Governor Assembly bill No. 2069, entitled "An act to amend the Real Property Law, relative to conveyances" (Int. No. 1312), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution returning to the Governor the Assembly bill No. 1596, entitled "An act to amend the Military Code, relative to pay and allowances" (Int. No. 1241), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Rogers, the House adjourned pursuant to resolution heretofore adopted.

TUESDAY, MAY 2, 1905.

The House met pursuant to adjournment.

Prayer by Rev. Edgar H. Brown.

On motion of Mr. Rogers, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend sections 150, 156, 169 and 170 of the Railroad

Law relative to the Board of Railroad Commissioners" (No. 1487, Rec. No. 468), which was read the first time and referred to the committee on railroads.

"An act to revise and consolidate the charter of the village of Ossining, and to extend the boundaries of said village" (No. 1471, Rec. No. 469), which was read the first time and referred to the committee on affairs of villages.

"An act to amend section 88 of chapter 414 of the Laws of 1897, entitled 'An act in relation to villages, constituting chapter 21 of the general laws,' relative to garbage and ashes" (No. 1519, Rec. No. 470), which was read the first time and referred to the committee on affairs of villages.

Mr. Hartman introduced a bill entitled "An act to authorize cities to acquire, construct, own, operate and lease gas, electric light, heat and power plants, and street railways, and to provide the means therefor" (Int. No. 1598), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Prentice introduced a bill entitled "An act relative to the inspection of hotels and the revocation of liquor tax certificates in certain cases" (Int. No. 1599), which was read the first time and referred to the committee on excise.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"Concurrent resolution of the Senate and Assembly, proposing an amendment to section 6 of article 6 of the Constitution, relating to trial commissioners." (No. 353, Int. No. 353.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Helen K. Sheedy against the State of New York for services performed by her as stenographer in the State Department of Public Instruction during the year 1903." (No. 2332, Int. No. 1571.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1177) entitled "An act to amend chapter 347 of the Laws of 1903, entitled 'An act to provide for annual reports by cities of the second and third class of their financial condition,' in relation to compelling the making of such reports" (Rec. No. 415), reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend section 25 of the Agricultural Law, entitled 'An act in relation to agriculture, constituting articles 1, 2, 3, 4 and 5 of chapter 33 of the general laws,' relative to condensed milk." (No. 1097, Rec. No. 345.)

"An act to amend the Tax Law, in relation to taxable transfers." (No. 1223, Rec. No. 407.)

"An act to amend section 70 of article 2 of chapter 690 of the Laws of 1892, entitled 'An act in relation to insurance corporations, constituting chapter 38 of the general laws,' relating to casualty and credit insurance business." (No. 954, Rec. No. 462.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the

passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to provide for the widening of Pelham avenue and for the construction of a bridge to carry Pelham avenue as so widened over the tracks of the New York and Harlem railroad in the city of New York." (No. 1932, Int. No. 1403.)

"An act to provide for the erection of a monument in commemoration of the battle of White Plains." (No. 2253, Int. No. 483.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to release to Sophie Demers, widow of Joseph Demers, all the right, title and interest of the people of the State of New York in and to certain real estate situated in the town of Altamont, county of Franklin and State of New York, acquired by escheat or forfeiture on the death of said Joseph Demers." (No. 1436, Rec. No. 459.)

"An act to provide for the participation of the State of New York in the Jamestown Ter-Centennial Exposition, to be held on and near the waters of Hampton Roads, in the State of Virginia, in the year 1907, and making an appropriation therefor." (No. 1365, Rec. No. 449.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

PLAN OF INDEX.

This Journal is indexed upon the following plan:

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the Borough of Brooklyn, and all bills relating to Greater New York under New York City and Boroughs of Manhattan, Bronx, Brooklyn, Richmond and Queens.

3. Every general bill will be fouund indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolutions."

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, i. e., "Banking Law," "Benevolent Orders Law," "Game Law," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All code amendments under the heads of "Code Civil," "Code Criminal," and "Code Penal."

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speaker under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The numbers used in this index, viz.: "Int. No.," refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.

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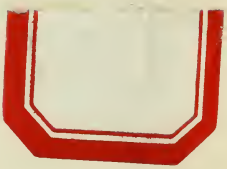

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